

EXHIBIT B

CSX Amended Exhibit List Including NS/NPBL Objections

| Ex. No. | Description | Bates Begin | Bates End | Dep. Exhibit or Alt. Reference | NSR Objections | NPBL Additional Objections |
|---------|---|--|--------------|---|--|---|
| P001 | 1897.07.07 Operating Agreement | ECF No. 1-1 | | CSX T0000767-774 NPBL 000028-31 NPBL 008772-8820 CSXT0086338-86345 Hall Depo. NPBL 30(b)(6)/Moss Depo. Summy Depo. J. Booth Depo. CSXT 30(b)(6) Depo. Swafford Depo. Eliasson Depo. Ingram Depo. Armbrust Depo. 1 M. Burns Depo. 1 | | |
| P002 | 1961.01.01 Map - Norfolk & Portsmouth Belt Line Railroad and Connections | ECF No. 1-2 | | J. Booth Depo. | | |
| P003 | 1989.03.01 Supplemental Agreement | ECF No. 1-3 | | CSXT0000757-760 NPBL 010366-10367 CSXT0086318-86319 CSXT 30(b)(6) Depo. Armbrust Depo. 1 NPBL 30(b)(6)/Moss Depo. | | |
| P004 | 1996.04.10 By-Laws of the NPBL | ECF No. 1-4 | | CSXT0000761-766 CSXT0086332-337 Hall Depo. Ex. 3 Armbrust Depo. 1 NPBL 30(b)(6)/Moss Depo. | | |
| P005 | 2018.03.23 T. DiDeo Letter to C. Moss and D. Coleman Re Rate Proposal for Long Term Rail Service to NIT enclosing 7/19/10 J. Booth Letter to D. Stinson and D. Coleman | ECF No. 1-5 | | NPBL 006243-56 CSXT0101884-1890 CSXT0100329-100342 CSXT0120464-120498 CSXT0139903-139916 CSXT 30(b)(6) Depo. Coleman Depo. Hall Depo. Hurlbut Depo. Merilli Depo. NPBL 30(b)(6)/Moss Depo. Summy Depo. Armbrust Depo. 1 Armbrust Depo. 2 M. Burns Depo. 1 Swafford Depo. | 802 - Hearsay | |
| P006 | 2018.04.06 Letter from CSX to Norfolk & Portsmouth Belt Line Railroad Company & Norfolk Southern Railway re Demand that the NBPL Board and Norfolk Southern Railway Take Remedial Actions at April 2018 Meetings of the Board and the NPBL Shareholders | ECF No. 1-6 | | CSXT0000730-737 CSXT0006383-6390 CSXT0100552-559 Hall Depo. Hurlbut Depo. Merilli Depo. NPBL 30(b)(6)/Moss Depo. Summy Depo. Armbrust Depo. 1 M. Burns Depo. 1 | 802 - Hearsay | |
| P007 | 1917.07.26 Agreement | CSXT0000669 | CSXT0000685 | NSR 30(b)(6) Hunt | 802 - Hearsay | |
| P008 | 1917.07.27 Agreement | NPBL 000032 | NPBL 000047 | NSR 30(b)(6) Hunt | | |
| P009 | 1985.12.31 Interchange Agreement | CSXT0094704 | CSXT0094737 | Kendall Depo. | 802 - Hearsay | |
| P010 | 1998 Martinez Memo to L. Prillaman an T. Finkbinder 1998.11.14 Martinez Memo to L. Prillaman and R. Finkbinder 1998.11.13 Martinez Memo to L. Prillaman 1998.11.13 Martinez Memo to L. Prillaman 1998.11.12 Message | NSR_00104455 NSR_00104456 NSR_00104457 NSR_00104458 NSR_00104460 | NSR_00104459 | | Improper Compilation | NPBL MIL #1; NS MIL (D.E. 337); Relevance (Fed. R. Evid. 401 and/or 402) |
| P011 | 1999.03.24 J. Donnelly letter to Members, NPBL Rate Structure Committee, Draft letter to R. Johnson from B. Belvin, 3/24/99 Fax Cover sheet with handwritten notes | NSR_00199538 | NSR_00199541 | Martinez Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 -- Foundation; 802 -- Hearsay | |
| P012 | 1999.03.29 Email from Richard Johnson to Multiple Recipients Re NPBL Rates | NSR_00199532 | NSR_00199532 | | 401, 402, & 403 – Relevance; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P013 | 1999.04.01 Message Re NPBL Rates | NSR_00306368 | | McClellan Depo. 3 | 401 or 402 - Relevance; 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 901 - Authentication | |
| P014 | 1999.06.29 Email Chain Re CSXT NIT with handwritten notes | NSR_00306367 | | McClellan Depo. 3 | 401 or 402 - Relevance; 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay 901 - Authentication | |
| P015 | 1999.07.19 J. Donnelly letter to Members, NPBL Rate Structure Committee with handwritten notes | NSR_00199530 | NSR_00199531 | Martinez Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay; 901 - Authentication | |

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| P016 | 1999.07.19 J. Donnelly letter to Members, NPBL Rate Structure Committee with handwritten notes enclosing 7/16/99 J. Tilley letter to J. Donnelly | NSR 00199542 | NSR 00199543 | Martinez Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 – Foundation; 802 – Hearsay; 901 – Authentication | |
| P017 | 1999.08.25 Letter from Norfolk and Portsmouth Belt Line Railroad Company to Norfolk and Portsmouth Belt Line Railroad Company Board of Directors with Handwritten Notes | NSR 00199524 | NSR 00199526 | | 401 or 402 – Relevance; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 – Hearsay | |
| P018 | 2002.09.26 Email Chain Re NPBL - Rate Structure Committee Recommendations (NS Portion) | NSR 00306424 | NSR 00306425 | Luebbers Depo. 2 McClellan Depo. 3 | 401 or 402 – Relevance; 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P019 | 2002.12.27 Letter from T. L. Hobbs (Director-Administration, Norfolk and Portsmouth Belt Line Railroad Company) to Appropriate NPBL Personnel Connecting Railroads Industries Enclosing Copies of 2/1/2003 Tariff NPB 8100-F (Canceling NPB 8100-E) | NSR 00306377 | NSR 00306382 | | 401 or 402 – Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 – Foundation | |
| P020 | 2005.12.19 05, Norfolk Southern Presentation, “Norfolk Southern Ports and International Department” | NPBL001650 | NPBL001676 | | 401 or 402 – Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 – Foundation | |
| P021 | 2006.10.24 Email Re NPBL Rate Meeting | NSR 00306426 | NSR 00306427 | Luebbers Depo. 2 | 401, 402, & 403 – SJ Statute of Limitations | |
| P022 | 2007.01.21 Email Chain Re VIP train | NSR 00001571 | NSR 00001572 | C. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P023 | 2008.01.01 Supplemental Agreement | NPBL003878 | NPBL003898 | NPBL 30(b)(6)/Moss Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P024 | 2008.04.02 Email Chain Re NPBL Port Norfolk Yard | NSR 00084773 | NSR 00084774 | | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P025 | 2009.01.30 Email Chain FW new rail plan by NS | NSR 00012408 | NSR 00012409 | | 401 or 402 – Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 – Foundation | |
| P026 | 2009.04.02 Email Chain Re Charleston Slides attaching NS is the Intermodal Partner for Charleston | NSR 00173402 | NSR 00173422 | Martinez Depo. | 401, 402, & 403 – SJ Statute of Limitations; 401, 402 – Relevance | |
| P027 | 2009.04.17 Email Chain FW NPBL | NSR 00027114 | NSR 00027115 | Heller Depo. 1 Luebbers Depo. 1 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337); NPBL MIL #5 |
| P028 | 2009.04.24 Email Chain Re NPBL - Rate Committee CONFIDENTIAL | NSR 00011118 | NSR 00011120 | Heller Depo. 1 Luebbers Depo. 1 NSR 30(b)(6) Hunt | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P029 | 2009.04.27 Email Chain Re NPBL - Rate Committee CONFIDENTIAL | NSR 00011108 | NSR 00011111 | | 401, 402, & 403 – MIL Diamond Track; 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 602 – Foundation; 802 – Hearsay | |
| P030 | 2009.05.14 Email from Jeffrey Heller to Jake Allison Re NPBL - Rate Committee CONFIDENTIAL | NSR 00084753 | NSR 00084755 | | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P031 | 2009.05.27 Email Chain Re CSX - NIT & APMT | NSR 00001503 | NSR 00001504 | C. Booth Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P032 | 2009.06.01 Email Chain Re CSX vs. NS 2008 Port Volumes | NSR 00027503 | NSR 00027506 | Luebbers Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P033 | 2009.06.16 Letter from CSX Transportation to Mr. David Stinson (President & General Manager, Norfolk and Portsmouth Belt Line Railroad Company) Re Response to Request for a New Rate Structure | CSXT0080856 | CSXT0080857 | Armbrust Depo. 1 J. Booth Depo. Ex. 4 Ingram Depo. | 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 802 – Hearsay | |
| P034 | 2009.06.19 Email Chain Re NPBL - CSX | NSR 00027096 | | Coleman Depo. NPBL 30(b)(6)/Moss Depo. Stinson Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P035 | 2009.06.19 Email Re CSX and NIT | NSR 00027097 | | Luebbers Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P036 | 2009.06.20 Email Chain FW The Port of Virginia - New On-Dock Rail at NIT - Correction | CSXT0024925 | CSXT0024926 | | 106 - Completeness; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 – Foundation 802 – Hearsay | |
| P037 | 2009.06.23 Email Re NPBL Information | NSR 00084730 | | Luebbers Depo. 1 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1 NS MIL (D.E. 337) |

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| P038 | 2009.07.16 Email Chain Re Rate Committee Packet attaching information packet for the rate committee meeting | NPBL008771 | NPBL008820 | NSR_00084676-85 NPBL015022-71 Coleman Depo. Stinson Depo. J. Booth Depo. Ex. 9 Allan Depo. Ex. 6 | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P039 | 2009.07.27 Draft M. McClellan letter to M. Manion Re CSXT Incursion in to Hampton Roads through the NPBL (with Metadata slip sheet) | NSR_00306359 | NSR_00306360 | Luebberts Depo. 2 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation | |
| P040 | 2009.07.27 Email Re MRM Letter to Manion NPBL 24Jul09.doc with attachment | NSR_00305952 | NSR_00305954 | Luebberts Depo. 2 McClellan Depo. 3 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation | |
| P041 | 2009.07.29 NS Internal Meeting Notes - NPBL Rate Committee Meeting with handwritten notes | NSR_00306373 | NSR_00306376 | McClellan Depo. 3 | 401, 402, & 403 – SJ Statute of Limitations – 602-Foundation | |
| P042 | 2009.07.31 Email from Chris Luebberts to Liesl McLemore, Gregg Cronk, & Thomas Hibben Re Rate Committee Follow Up with Attachment 'NPBL Rate Committee Mtg 7-29-09 v4.doc' [NS Internal Meeting Notes Dated 7/29/2009] | NSR_00027070 | NSR_00027075 | Heller Depo. 1 Luebberts Depo. 1 NSR 30(b)(6) Hunt | 106 - Completeness; 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P043 | 2009.08.03 Email Re Easy Questions | NSR_00027069 | | Luebberts Depo. 1 | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P044 | 2009.08.06 Email Chain FW rate committee question | CSXT0025121 | | Allan Depo. J. Booth Depo. CSXT 30(b)(6) Depo. | 106 - Completeness; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P045 | 2009.08.06 Email Chain FW rate committee question attachment - 2009.01 - 06 - Load Analysis | CSXT0025122 | | Allan Depo. J. Booth Depo. CSXT 30(b)(6) Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P046 | 2009.09.24 NPBL Rate Committee Meeting Recap for NS Participants only | NSR_00035903 | NSR_00035906 | Coleman Depo. Luebberts Depo. 1 NPBL 30(b)(6)/Moss Depo. Stinson Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P047 | 2009.10.15 J. Booth Letter to D. Stinson and D. Coleman Re Recommendation of CSXT Rate Committee Representatives | CSXT0082145 | CSXT0082147 | NPBL007140-42 NS00008025 Allan Depo. Coleman Depo. Stinson Depo. J. Booth Depo. | 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative 802 - Hearsay | |
| P048 | 2009.12.01 Email Chain Fw NPBL proposed sale to Virginia Port Authority; NSR Operating Agreement Indemnity Language | NSR_00183720 | NSR_00183721 | Coleman Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1 NS MIL (D.E. 337) |
| P049 | 2009.12.15 Minutes of the Board of Directors meeting | NPBL007302 | NPBL007323 | NPBL017882-84 Ingram Depo. Summy Depo. Allan Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative | |
| P050 | 2010.01.07 Email Chain Re NPBL | NSR_00027017 | NSR_00027018 | Stinson Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P051 | 2010.03.04 Email Chain Re CSX at Norfolk | NSR_00172581 | NSR_00172582 | Heller Depo. 1 McClellan Depo.2 | 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P052 | 2010.04.15 Email Chain Re NPBL/VIT Operations Meeting | CSXT0025580 | | MacDonald Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P053 | 2010.05.27 Email Re Please Evaluate attaching 5/10/20 Operation Plan | NSR_00015155 | NSR_00015159 | C. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P054 | 2010.07.07 Email Chain Re CSX forecast model | NSR_00062929 | | Heller Depo. 1 Stinson Depo. Summy Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P055 | 2010.07.07 Email Chain Re CSX forecast model [attachment Modelv50adi.xls] | NSR_00074005 | NSR_00074006 | J. Booth Depo. Coleman Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P056 | 2010.07.19 J. Booth Letter to Stinson and D. Coleman Re Rail Service Connection to NIT - Rate Proposal and Operating/Financial Plan | CSXT0083723 | CSXT0083729 | CSXT0000686-692 NPBL000200-206 Allan Depo. Ex. 13 MacDonald Depo. | 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative; 602 - Foundation; 802 - Hearsay | |
| P057 | 2010.07.21 Email Chain Re They hate Palin here..... | NSR_00026968 | | Heller Depo. 1 Luebberts Depo. 1 Stinson Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P058 | 2010.07.23 Email Re Rail Service Connection to NIT - Rate Proposal and Operating Plan attaching 7/23/10 J. Booth Letter to D. Stinson and D. Coleman | NPBL007430 | NPBL007436 | Eliasson Depo. Ex. 12 Allan Depo. Ex. 15 Armbrust Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |

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| P059 | 2010.08.05 D. Stinson letter Re Rail Service Connection to NIT CSXT Rate Proposal dated July 23, 2010 | NPBL007438 | NPBL007439 | CSXT0083748-49 J. Booth Depo. Coleman Depo. Stinson Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative | |
| P060 | 2010.08.30 Email Chain Re QM Junction trackage improvements | NSR 00011094 | NSR 00011095 | Luebbers Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P061 | 2010.09.08 Norfolk and Portsmouth Belt Line Railroad Company Board of Directors Meeting Minutes with Handwritten Notes | NSR 00000781 | NSR 00000822 | Summy Depo. Wheeler Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 Foundation | NPBL MIL #1; NS MIL (D.E. 337) |
| P062 | 2010.09.08 NPBL Minutes of the Board of Directors | CSXT0000299 | | | 401, 402, & 403 – SJ Statute of Limitations | |
| P063 | 2010.09.17 Email Re Minutes attaching 9/8/10 Minutes of the Board of Directors Meeting | NPBL007466 | NPBL007467 | Eliasson Depo. Ex Summy Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P064 | 2010.09.21 Email Chain FW Norfolk, VA - Proposed track changes at QM Junction - Sewells Point Branch // Request for Dept Cost Involvement (NIT) | NSR 00001786 | NSR 00001792 | C. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P065 | 2010.12.08 Email Chain Re NPBL (CSX) Intermodal Service to NIT | NPBL012305 | NPBL012306 | Stinson Depo. Wheeler Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P066 | 2010.12.27 CSXT Memorandum Re NPBL Management Response to CSXT Rate Proposal | NSR 00000720 | NSR 00000723 | CSXT0085623-26 CSXT0085585-88 Coleman Depo. Stinson Depo. | 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 403 - Unfairly Prejudicial; 802 - Hearsay | |
| P067 | 2010.12.27 Email Re Memorandum for 12-29-10 Board Meeting attaching 12/27/10 CSXT Memorandum Re NPBL Management Response to CSXT Rate Proposal | NPBL012283 | NPBL012287 | Eliasson Depo. Armbrust Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P068 | 2011.02.01 Email Chain Re Port Norfolk Property offer | NSR 00073008 | NSR 00073011 | McClellan Depo. 1 Stinson Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay 602 - Foundation | NPBL MIL #1 NS MIL (D.E. 337) |
| P069 | 2011.03.01 J. Yates Letter to D. Stinson | NPBL012988 | NPBL012989 | CSXT0126579 CSXT0126591-92 MacDonald Depo. C. Booth Depo. Coleman Depo. Eliasson Depo. Stinson Depo. Wheeler Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P070 | 2011.03.14 Norfolk Southern Presentation, "A Little Bit About a Lot of Things" | NPBL003287 | NPBL003342 | | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation | |
| P071 | 2011.04.12 Email from Jake Allison to Donna Coleman Re Agenda for Board of Directors Meeting | CSXT0110423 | CSXT0110424 | | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation | |
| P072 | 2011.04.13 NPBL Agenda | CSXT0000512 | CSXT0000569 | | 401, 402, & 403 – SJ Statute of Limitations | |
| P073 | 2011.04.18 Email Re Minutes attaching 4/13/11 Minutes of the Board of Directors Meeting | NPBL007673 | NPBL007677 | Eliasson Depo. Ex. 23 | 401, 402, & 403 – SJ Statute of Limitations | |
| P074 | 2011.09.14 Email Chain Re Meeting September 30 | NSR 00030760 | | Martinez Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P075 | 2011.09.14 Email from Quintin Kendall to Steven Armbrust Re NPBL - NS Response to MacDonald Nomination | CSXT0127526 | CSXT0127529 | | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P076 | 2011.09.16 Memorandum and Resolution to NS Board Members of NPBL Re Selection Process for NPBL President & General Manager | CSXT0027044 | CSXT0027046 | | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P077 | 2011.09.19 Norfolk and Portsmouth Belt Line Railroad Company Board of Directors Meeting Minutes | CSXT0000508 | | | 401, 402, & 403 – SJ Statute of Limitations | |
| P078 | 2011.09.23 Norfolk and Portsmouth Belt Line Railroad Company Board of Directors Meeting Minutes | CSXT0000509 | CSXT0000511 | | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations | |
| P079 | 2011.09.28 Email Chain Re VPA - Confidential | NSR 00030390 | | Heller Depo. 1 Martinez Depo. McClellan Depo. 1 NSR 30(b)(6) Joyner | 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P080 | 2011.09.29 Email Chain Re Personal & Confidential | NPBL011661 | NPBL011663 | Coleman Depo. Stinson Depo. | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P081 | 2011.11.07 Email Chain Re NPBL | NSR 00026701 | NSR 00026701 | | 401 or 402 - Relevance; 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation | NPBL MIL #1; NS MIL (D.E. 337) |
| P082 | 2011.12.29 Minutes of the Board of Directors | CSXT0126025 | CSXT0126029 | Eliasson Depo. | 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative | |
| P083 | 2012.08.03 Email Chain Fw Meeting with VPA, Perdue re PMT | NSR 00169721 | NSR 00169723 | Martinez Depo. C. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P084 | 2013 Norfolk Southern East Coast Port Review | NSR 00000912 | NSR 00000960 | NSR 30(b)(6) Joyner | 401, 402, & 403 – SJ Statute of Limitations | |
| P085 | 2013.04.01 Email Chain Fw Meeting with Perdue of March 27 | NPBL016311 | NPBL016312 | Martinez Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |

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| P086 | 2013.04.02 Email Chain FW Statement of Governor McDonnell on Port PPTA Decision and Restructuring | NSR 00081982 | NSR 00081984 | Heller Depo. 1 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay; 805 - Double Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P087 | 2013.04.24 Email Chain Re Comments on the proposed Centerpoint rail plan for PMT as shown in sketch EX-209 | NSR 00306006 | NSR 00306009 | Martinez Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P088 | 2013.09.30 Email Chain Fw PMT Update attaching 9/25/13 Draft C. Moss letter to J. Florin Re Portsmouth Marine Terminal | NSR 00065391 | NSR 00065395 | Martinez Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay; 602 - Foundation | |
| P089 | 2014.02.11 Email Chain Re VIT Action | NSR 00264008 | NSR 00264009 | McClellan Depo.2 | 401, 402, & 403 – SJ Statute of Limitations | |
| P090 | 2014.02.14 Email Re CSX write up attaching CSX PMT rail service plan issues | NPBL023805 | NPBL023807 | Martinez Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay; 602 - Foundation | |
| P091 | 2015, Master Rail Plan for The Port of Virginia (Senate Joint Resolution 69) | N/A | N/A | | 401, 402, & 403 – Relevance; 802 - Hearsay; 602 - Foundation | |
| P092 | 2015.03.10 Email Chain FW Backgrounder on the Charleston ICTF attaching Background on the Charleston ICTF | NSR 00174844 | NSR 00174847 | Martinez Depo. | 401, 402, & 403 – SJ Statute of Limitations; 401, 402 -- Relevance | |
| P093 | 2015.03.30 Email Chain Re CMA-Ed McCarthy Discussion | CSXT0001288 | CSXT0001288 | | 401, 402, & 403 – SJ Statute of Limitations; 403 - Unfairly Prejudicial; 602 - Foundation; 802 - Hearsay | |
| P094 | 2015.03.31 Email Chain Fw CSX Traffic to NIT via NPBL - Moss to Stinson "For Your Eyes Only" | NPBL010915 | NPBL010918 | Stinson Depo. NPBL 30(b)(6)/Moss Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative; 403 - Unfairly Prejudicial; 802 - Hearsay | |
| P095 | 2015.03.31 Email Chain Fw CSX Traffic to NIT via NPBL - VIT | SDT RES 000298 | SDT RES 000299 | VIT 30(b)(6) Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay; 602 - Foundation | |
| P096 | 2015.03.31 Email Chain Re CSX Traffic to NIT via NPBL - Moss to Terry Evans | NPBL010919 | NPBL010922 | NPBL 30(b)(6)/Moss Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P097 | 2015.03.31 Email Chain Re CSX Traffic to NIT via NPBL - T. Evans, J. Heller chain | NSR 00047281 | NSR 00047285 | | 401 or 402 - Relevance; 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative; 403 - Misleading; 403 - Unfairly Prejudicial; 602 - Foundation; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P098 | 2015.04.09 Email Chain FW [External] Request for Operating Window | NPBL024288 | | Luebbers Depo. 1 | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P099 | 2015.04.09 Email Chain FW Request for Operating Window - NPBL | CSXT0090266 | CSXT0090267 | CSXT0112579-80 Kendall Depo. | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P100 | 2015.04.09 Email Chain re FW NIT Access...Customer Loss | CSXT0090235 | CSXT0090235 | | 401, 402, & 403 – MIL Lost Customers; 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P101 | 2015.04.09 Email chain Re Request for Operating Window | NPBL005672 | NPBL005673 | NPBL 30(b)(6)/Moss Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P102 | 2015.04.15 Email Chain Fw request for move to NIT | NSR 00001400 | | C. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P103 | 2015.04.16 Email re NIT Update | CSXT0037777 | CSXT0037777 | | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P104 | 2015.04.17 C. Moss letter to J. Yates | NPBL005666 | NPBL005667 | NPBL 30(b)(6)/Moss Depo. NSR 30(b)(6) Hunt | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P105 | 2015.04.21 Email Re voice mail from VIT | NSR 00001390 | | C. Booth Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P106 | 2015.07.09 Email Chain Re NPBL Agreements attaching Norfolk Rail Operations | NSR 00047112 | NSR 00047114 | Heller Depo. 1 Luebbers Depo. 1 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P107 | 2015.07.31 Letter from Randal Hunt to Cannon Moss Re Notification of Intent to Cancel Certain Trackage Rights Agreements | NSR 00104581 | NSR 00104611 | | | |
| P108 | 2015.07.31 R. Hunt letter to C. Moss Re Notification of intent to cancel certain trackage rights agreements | NPBL005634 | | NPBL 30(b)(6)/Moss Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |

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| P109 | 2015.11.01 Contract between Commonwealth Railway, Incorporated and CSX Transportation Inc. | CSXT0076247 | CSXT0076250 | CSXT 30(b)(6) Depo. | 401 or 402 - Relevance; 401, 402, & 403 - MIL Reasonable Rate | |
| P110 | 2015.12.09 Email Chain Re NPBL rate increase | NSR 00077404 | | Hurlbut Depo. Ex. 6 | 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P111 | 2016.03.14 Lawmakers give Port of Virginia a \$350 million helping hand to boost capacity | N/A | N/A | Luebbers Depo. 1 | 401, 402, & 403 - Relevance; 602 - Foundation; 802 - Hearsay | |
| P112 | 2016.04.18 Email Chain Fw NPBL Term Sheet (Randy Edit) attaching draft term sheet | NSR 00008141 | NSR 00008144 | Luebbers Depo. 1 NSR 30(b)(6) Hunt | | |
| P113 | 2016.04.26 R. Hunt letter to C. Moss Re cancellation of certain trackage rights and interchange agreements | NSR 00007168 | NSR 00007169 | NPBL007813-14 CSXT0044428-29 NPBL 30(b)(6)/Moss Depo. | 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations; 403 - Cumulative | |
| P114 | 2016.08.10 Email Chain Re Loop Track at PMT | NSR 00001459 | | C. Booth Depo. Luebbers Depo. 1 NSR 30(b)(6) Joyner | 401, 402, & 403 - SJ Statute of Limitations; 401, 402, & 403 - Relevance | |
| P115 | 2016.08.30 "CMA CGM," CSX | CSXT0047016 | CSXT0047017 | | 401, 402, & 403 - MIL Lost Customers; 401, 402, & 403 - SJ Statute of Limitations; 802 - Hearsay | |
| P116 | 2016.11.10 Email Chain "Re OOCL Eastern Railroad Volumes" | CSXT0049331 | CSXT0049333 | | 401, 402, & 403 - MIL Lost Customers; 802 - Hearsay | |
| P117 | 2017.01.01 Email Chain Fw CSX intermodal doings attaching CSX Intermodal Network & Terminals | NSR 00071344 | NSR 00071346 | Hall Depo. Heller Depo. 1 McClellan Depo. 1 Merilli Depo. Ex. 23 Wheeler Depo. | 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial | NPBL MIL #1; NS MIL (D.E. 337) |
| P118 | 2017.01.20 Email Chain Re 2017 CSXT Contract Offer to Hyundai | CSXT0003042 | CSXT0003044 | Strongosky Depo. 1 | 401, 402, & 403 - MIL Lost Customers; 802 - Hearsay | |
| P119 | 2017.02.28 Email Chain Fw OOCL | CSXT0096961 | CSXT0096963 | | 401, 402, & 403 - MIL Lost Customers; 802 - Hearsay | |
| P120 | 2017.03.22 Email Chain Re ZIM - Norfolk NIT Activity | CSXT0136053 | CSXT0136056 | | 401, 402, & 403 - MIL Lost Customers; 802 - Hearsay | |
| P121 | 2017.04.04 Email Chain Fw Coast Guard Blvd Property - Portsmouth, VA - Activity No. 1214735 | NSR 00005066 | NSR 00005070 | Heller Depo. 1 | 403 - Cumulative | |
| P122 | 2017.11.16 Email Chain Re ONE Rupert and service comp slides | NSR 00049981 | NSR 00049982 | Heller Depo. 1 | 403 - Unfairly Prejudicial; 802 - Hearsay | |
| P123 | 2018.03.23 Coleman Handwritten Notes and Letter from Tony DiDeo to Cannon Moss and Donna Coleman, "Re Rate Proposal for Long Term Rail Service to NIT" | NPBL000189 | NPBL000210 | Coleman Depo. NPBL 30(b)(6)/Moss Depo. | 401, 402, & 403 - MIL Diamond Track; 802 - Hearsay | |
| P124 | 2018.03.28 Email Chain Fw Trackage/Interchange Agreements Drafts | NSR 00218072 | NSR 00218073 | | 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial | NPBL MIL #1; NS MIL (D.E. 337) |
| P125 | 2018.04.03 Email Chain Re NPBL - CSX | NSR 00006321 | | Heller Depo. 1 NPBL 30(b)(6)/Moss Depo. NSR 30(b)(6) Hunt | 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial | NPBL MIL #1; NS MIL (D.E. 337) |
| P126 | 2018.04.05 Email Chain Fw Rate Proposal for Long Term Rail Service to NIT | CSXT0119685 | CSXT0119686 | Armbrust Depo. 1 M. Burns Depo. 1 CSXT 30(b)(6) Depo. DiDeo Depo. Swafford Depo. | 802 - Hearsay; 401, 402, & 403 - Relevance unduly prejudicial | |
| P127 | 2018.04.05 Email Chain Fw Re NIT | NPBL006232 | NPBL006236 | Hall Depo. Merilli Depo. | 602 - Foundation | |
| P128 | 2018.04.10 Email Chain Fw NS/CSX Meeting Minutes 1/30/18 - Preparation for meeting with Ed Harris on 2/21 attaching 1/30/18 Minutes of NS-CSX Strategic Planning Meeting and 1/27/18 Email Re NS list attaching NS-CSX Opportunity List and 1/28/18 Email chain Re [External] NS-CSX Topics attaching Operational Efficiency Opportunities for CSX-NS Discussion | NSR 00034020 | NSR 00034027 | McClellan Depo. 1 Wheeler Depo. | 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 602 - Foundation; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P129 | 2018.04.13 Email Chain Fw Letter to NPBL from POV attaching 4/13/18 J. Reinhart letter to C. Moss | CSXT0119754 | CSXT0119757 | NSR 00017889-92 VIT 30(b)(6) Depo. | 401 or 402 - Relevance; 401, 402, & 403 - MIL Reasonable Rate; 403 - Cumulative; 403 - Unfairly Prejudicial; 602 - Foundation; 802 - Hearsay; 901 - Authentication | |
| P130 | 2018.04.13 Letter from John Reinhart (CEO & Executive Director, The Port of Virginia) to Cannon Moss (President & General Manager, Norfolk and Portsmouth Belt Line Railroad) Re Facilitating Dual Access for Handling Containers at NIT | CSXT0100713 | CSXT0100714 | CSXT0100756-57 NPBL 30(b)(6)/Moss Depo. VPA 30(b)(6) Depo. | 401 or 402 - Relevance; 401, 402, & 403 - MIL Reasonable Rate; 403 - Cumulative; 403 - Unfairly Prejudicial; 602 - Foundation; 802 - Hearsay; 901 - Authentication | |
| P131 | 2018.04.16 Email Chain Re NPBL/CSX Access to NIT attaching NPBL Access to Terminal Blvd | NSR 00066329 | NSR 00066333 | Martinez Depo. | 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial | NPBL MIL #1; NS MIL (D.E. 337) |
| P132 | 2018.04.16 S. Armbrust letter to NPBL and NSR Re Election NPBL Directors at April 2018 Annual Meeting of the NPBL Shareholders | CSXT0151971 | CSXT0151975 | CSXT0101908-12 Armbrust Depo. 1 Hall Depo. Hurlbut Depo. Merilli Depo. NPBL 30(b)(6)/Moss Depo. Summy Depo. | 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations | |
| P133 | 2018.04.18 Email Chain Re Rate Proposal for Long Term Rail Service to NIT | NSR 00079915 | NSR 00079916 | McClellan Depo. 1 | 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial | NPBL MIL #1; NS MIL (D.E. 337) |

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| P134 | 2018.04.18 Email from Jackie Decker Corletto to Randall Hunt Re Rate Proposal for Long Term Rail Service to NIT | NSR 00051329 | NSR 00051330 | | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial | NPBL MIL #1 NS MIL (D.E. 337) |
| P135 | 2018.04.18 Minutes of the Annual Meeting of Stockholders | NPBL000757 | NPBL000758 | CSXT0141458-59 CSXT 30(b)(6) Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 403 - Cumulative | |
| P136 | 2018.04.18 Minutes of the Annual Meeting of Stockholders (as amended) | NSR 00000845 | NSR 00000853 | NSR 00044572-80 NPBL 30(b)(6)/Moss Depo. | 403 - Cumulative | |
| P137 | 2018.04.18 Minutes of the Board of Directors Meeting - Part 1 | NSR 00181980 | NSR 00181987 | | 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 802 - Hearsay; 602 - Foundation | |
| P138 | 2018.04.18 Minutes of the Board of Directors meeting - Part 2 | NPBL000745 | NPBL000760 | NPBL019978-79 NPBL 30(b)(6)/Moss Depo. CSXT 30(b)(6) Depo. | 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 802 - Hearsay; 602 - Foundation | |
| P139 | 2018.04.19 C. Moss Letter to J. Reinhart | NPBL005878 | | CSXT0101273 NPBL 30(b)(6)/Moss Depo. CSXT 30(b)(6) Depo. | 401, 402, 403 - Relevance; 403 - Cumulative; 802 Hearsay; 403 - Cumulative | |
| P140 | 2018.05.18 CSXT letter to NPBL and NSR Re Objections to Draft Meeting Minutes and Approval of 2017 Annual Report at April 2018 Meetings of the NPBL Board and Stockholders | CSXT0142622 | CSXT0142628 | CSXT0102000-06 Swafford Depo. Coleman Depo. Hall Depo. Hurlbut Depo. Merilli Depo. NPBL 30(b)(6)/Moss Depo. Summy Depo. | 403 - Unfairly Prejudicial; 602 - Foundation 802 - Hearsay | |
| P141 | 2018.05.18 Letter from Steven Armbrust to Norfolk and Portsmouth Belt Line Railroad Company & Norfolk Southern Railway Company Re Response of NPBL Management and Board to CSXT's Service Proposal | CSXT0142657 | CSXT0142660 | | 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 802 - Hearsay | |
| P142 | 2018.05.18 S. Armbrust Letter to G. Summy Re Norfolk Southern Railway Company's Response to the Remedial Action Demand and Service Proposal of CSX Transportation Inc. | CSXT0142633 | CSXT0142638 | | 403 - Unfairly Prejudicial; 602 - Foundation 802 - Hearsay | |
| P143 | 2018.05.29 Email Chain Re Invoice for Barge Drayage | CSXT0066199 | CSXT0066202 | | 602 - Foundation; 802 - Hearsay | |
| P144 | 2018.06.22 S. Armbrust Letter to NPBL Re Demand to Take Immediate Action | CSXT0000775 | CSXT0000789 | NSR 00000001-15 CSXT0143346-360 Hall Depo. Hurlbut Depo. Merilli Depo. Summy Depo. Armbrust Depo. 1 CSXT 30(b)(6) Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 403 - Cumulative; 403 - Unfairly Prejudicial; 802 - Hearsay | |
| P145 | 2018.08.01 Email Chain Re CSX access into NIT (Martinez to McClellan) | NSR 00067467 | | Martinez Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 802 - Hearsay | NPBL MIL #1 NS MIL (D.E. 337) |
| P146 | 2018.08.27 Email from Rob Martinez to Alan Shaw, Ed Elkins, Jeffrey Heller, & David Lawson Re Cannon Moss - NPBL | NSR 00005707 | NSR 00005707 | Martinez Depo. NSR 30(b)(6) Hunt Wheeler Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial | NPBL MIL #1; NS MIL (D.E. 337) |
| P147 | 2019 Account Notes 2019.xlsx | CSXT0013901 | CSXT0013901 | | 401, 402, & 403 – MIL Lost Customers; 602 - Foundation; 802 - Hearsay | |
| P148 | Withdrawn | | | | | |
| P149 | Withdrawn | | | | | |
| P150 | Withdrawn | | | | | |
| P151 | Withdrawn | | | | | |
| P152 | Annual Capacity (Throughput in Lifts/Year) by Terminal Volume (Containers)by Terminal and Travel Mode | SDT RES 000260 | SDT RES 000261 | VIT 30(b)(6) Depo. | 602 - Foundation | |
| P153 | Annual volume by terminal/Annual throughput by terminal | SDT RES 000124 | | VIT 30(b)(6) Depo. | 602 - Foundation; 802 - Hearsay | |
| P154 | Charleston ICTF update March 2015 cgb | NSR 00000865 | NSR 00000867 | | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P155 | Draft Charleston OCTF Hearing Opening Statement Sept. 2010 | NSR 00165418 | NSR 00165422 | | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations | |
| P156 | Norfolk Southern Presentation, "Norfolk Southern and South Carolina Partnering for Growth at South Carolina's Ports" | NPBL001007 | NPBL001079 | NSR 30(b)(6) Joyner | 401, 402, & 403 – SJ Statute of Limitations; 401, 402, & 403 – Relevancy; 403 - Cumulative; 602 - Foundation; 901 Authentication | |
| P157 | NPBL -Potential Questions | NSR 00105816 | NSR 00105816 | | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation | NPBL MIL #1; NS MIL (D.E. 337) |
| P158 | NPBL Rate Committee Activity Review | NSR 00306392 | NSR 00306393 | Luebbers Depo. 2 | 401, 402, & 403 – SJ Statute of Limitations | |
| P159 | Rail Our Competitive Advantage | SDT RES 000101 | SDT RES 000111 | VIT 30(b)(6) Depo. | 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P160 | Tariff NPB 8100-G, Issued 12/15/06, Effective 01/01/07 | NPBL021709 | NPBL021717 | | 403 - Cumulative | |

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| P161 | Tariff NPB 8100-H Issued 3/31/08 Effective 5/1/08 | NSR 00035907 | NSR 00035915 | Coleman Depo. NPBL 30(b)(6)/Moss Depo. Stinson Depo. Ex. 7 | 401, 402, & 403 - SJ Statute of Limitations 403 - Cumulative | |
| P162 | Tariff NPB 8100-I, Issued 12/15/09, Effective 2/1/10 | NPBL021736 | NPBL021744 | | 401, 402, & 403 - SJ Statute of Limitations | |
| P163 | Tariff NPB 8100-J, issued 12/10/14, effective 2/1/15 | NPBL000220 | NPBL000226 | CSXT 30(b)(6) Depo. DiDeo Depo. Hall Depo. MacDonald Depo. NPBL 30(b)(6)/Moss Depo. | 106 - Completeness; 401 or 402 - Relevance; 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation | |
| P164 | Withdrawn | | | | | |
| P165 | Volumes by Terminal | SDT RES 000126 | | VIT 30(b)(6) Depo. | 602 - Foundation; 802 - Hearsay | |
| P166 | "Memorandum Re Projected Results of Bonus Program 2017 NPBL Bonus Program 2018 NPBL Bonus Program" | NPBL000425 NPBL000522 NPBL000590 | | NPBL 30(b)(6)/Moss Depo. Ex. 30 | 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial | |
| P167 | 1981.01.01 Map - Norfolk & Portsmouth Belt Line Railroad and Connections with handwritten notes | NSR 00306394 | NSR 00306403 | Luebbers Depo. 2 | 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation | |
| P168 | 1987.02.05 Confidentiality Agreement | NSR 00199666 | NSR 00199668 | | 401 or 402 - Relevance; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation | |
| P169 | 1988.10.07 NPBL Loco Operating Rights to exchange | NSR 00182322 | NSR 00182323 | | 106 - Completeness; 602 - Foundation; 901 - Authentication | |
| P170 | 1999 Various Memos | NSR 00306364 | NSR 00306364 | McClellan Depo. 3 | 401 or 402 - Relevance; 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation | |
| P171 | 1999.04.01 NPBL Rate Structure Committee, Report to NPBL Board of Directors | NSR 00199536 | NSR 00199536 | | 401 or 402 - Relevance; 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation | NPBL MIL #1; NS MIL (D.E. 337) |
| P172 | 1999.09.15 Norfolk and Portsmouth Belt Line Railroad Company Consent of Directors with handwritten notes and 8/23/99 J. Tilley letter J. Donnelly and R. Belvin | NSR 00199515 | NSR 00199523 | Martinez Depo. | 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations; 802 - Hearsay; 602 - Foundation; 901 - Authentication | NPBL MIL #1; NS MIL (D.E. 337) |
| P173 | 2002.12.27 T. Hobbs letter to Appropriate NPBL Personnel Connecting Railroads Industries enclosing Tariff NPB8100-F, Issued 1/1/03, effective 2/1/03 | NSR 00306614 | NSR 00306623 | Luebbers Depo. 2 | 401, 402, & 403 - SJ Statute of Limitations; 403 - Cumulative | |
| P174 | 2006.07.17 T. Hobbs letter to C. Earhart enclosing Amendment to Supplemental Agreement | NSR 00000304 | NSR 00000322 | NPBL 30(b)(6)/Moss Depo. | 401, 402, & 403 - SJ Statute of Limitations | |
| P175 | 2006.12.2015 T. Hobbs letter to Members, Rate Structure Committee Norfolk and Portsmouth Belt Line Railroad enclosing Tariff NPB 8100-G, issued 12/15/06, effective 1/1/07 | NSR 00306624 | NSR 00306633 | NSR 00306443 Luebbers Depo. 2 | 401, 402, & 403 - SJ Statute of Limitations | |
| P176 | 2007.09.17 Email Chain Re NPBL rate committee 2007 | NSR 00027549 | | Coleman Depo. Luebbers Depo. 1 | 401, 402, & 403 - SJ Statute of Limitations | |
| P177 | 2007.12.19 Norfolk and Portsmouth Belt Line Railroad Company Board of Directors Meeting Minutes | CSXT0000001 | CSXT0000006 | CSXT0124616-621 NPBL005843-48 CSXT 30(b)(6) Depo. Armbrust Depo. 1 | 401, 402, & 403 - MIL Diamond Track; 401, 402, & 403 - SJ Statute of Limitations; 403 - Cumulative | |
| P178 | 2008.01.16 Email Re Meetings / Calls Today | NSR 00160707 | | Heller Depo. 2 | 401 or 402 - Relevance; 401, 402, & 403 - SJ Statute of Limitations; 802 - Hearsay | |
| P179 | 2008.02.08 Unanimous Written Consent of the Board of Directors | | | NPBL 30(b)(6)/Moss Depo. Ex. 43 | 401, 402, & 403 - SJ Statute of Limitations; | |
| P180 | 2008.03.20 D. Coleman letter to M. Manion, W. Romig, T. Drake, G. Williams, III, T. Wolfe Re meeting of Board of Directors with 4/9/08 Docket of Proceedings | NPBL006936 | NPBL006969 | Coleman Depo. | 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations | |
| P181 | 2008.06.20 Minutes of the special meeting of the Board of Directors | CSXT0124793 | CSXT0124794 | Ingram Depo. | 401, 402, & 403 - SJ Statute of Limitations | |
| P182 | 2008.07.25 Email from Jeffrey Heller to Augie Eckhardt Re Routing Containers Over Norfolk to Columbus | NSR 00157631 | NSR 00157631 | Heller Depo. 2 | 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P183 | 2009 Document regarding rail systems with attached drawing of various rail systems at Norfolk Port | NSR 00104440 | NSR 00104454 | C. Booth Depo. Heller Depo. 2 McClellan Depo.2 | 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P184 | 2009 NPBL Minutes | NPBL017865 | NPBL017884 | | 401, 402, & 403 - SJ Statute of Limitations | |
| P185 | 2009 NPBL Operating Revenues and Expenses from NPBL Rate Structure Committee Meeting Agenda | NPBL008782 | NPBL008790 | J. Booth Depo. | 401, 402, & 403 - SJ Statute of Limitations; | |
| P186 | 2009.03.06 Email Chain Re NPBL Overview attaching February 2009 NPBL Overview Management and Operations | CSXT0079905 | CSXT0079906 - Native | MacDonald Depo. | 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P187 | 2009.04.03 R. Hood Letter to D. Stinson Re Proposed Purchase of Norfolk and Portsmouth Beltline Property | NPBL006972 | NPBL006974 | Coleman Depo. Stinson Depo. | 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations | |
| P188 | 2009.04.06 Email Chain Fw CSXT Purchase Proposal attaching 4/3/09 R. Hood Letter to D. Stinson Re Proposed Purchase of Norfolk and Portsmouth Belt Line Property | NPBL006970 | NPBL006974 | Ingram Depo. Ex. 4 | 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations | |
| P189 | 2009.04.08 Minutes of the Annual Meeting of Stockholders | | | Ingram Depo. | 401, 402, & 403 - SJ Statute of Limitations; | |

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| P190 | 2009.04.14 T. Ingram Letter to D. Coleman | NPBL009637 | NPBL009638 | J. Booth Depo. Ingram Depo. Ex. 5 | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P191 | 2009.04.20 D. Coleman Letter to T. Ingram enclosing meeting documentation | CSXT0080664 | CSXT0080701 | CSXT0093438-475 NPBL009639-475 J. Booth Depo. Ingram Depo. Ex. 6 | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P192 | 2009.04.20 Letter from Donna Coleman (Norfolk and Portsmouth Belt Line Railroad Company) to Tony Ingram (Executive Vice President, Chief Operating Officer, CSX Transportation) Re Last Rate Committee Meeting | NPBL009639 | NPBL009639 | | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P193 | 2009.04.30 Email Chain Re CMA Norfolk Proposal | NSR_00027106 | NSR_00027108 | Heller Depo. 1 Luebbers Depo. 1 NSR 30(b)(6) Joyner | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P194 | 2009.06.03 Email Chain Re Thoughts re CenterPoint attaching Presentation to the Joint Subcommittee to Study Public Private Partnerships (HJ72 Seaports) by M. McClellan | NSR_00030881 | NSR_00030899 | McClellan Depo. 1 NSR 30(b)(6) Joyner | 401, 402, & 403 – SJ Statute of Limitations; 401, 402, & 403 – Relevancy | |
| P195 | 2009.06.19 D. Stinson letter to T. Ingram Re NPBL Rate Committee w/enclosures | CSXT0080858 | CSXT0080861 | NPBL009622-9625 Coleman Depo. Stinson Depo. | 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative; 802 - Hearsay | |
| P196 | 2009.06.19 Email Chain Re The Port of Virginia - New On-Dock Rail at NIT | NSR_00027098 | NSR_00027100 | Heller Depo. 1 Luebbers Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P197 | 2009.06.24 T. Ingram Letter to D. Stinson Re CSXT Designation of participants to the NPBL Rate Committee | CSXT0124756 | CSXT0124757 | | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P198 | 2009.06.29 Email Re Rate Committee History | NSR_00063116 | | Luebbers Depo. 1 Stinson Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P199 | 2009.07.05 Email Chain Re Port Norfolk Yard attaching 6/26/09 H.G. James (Commercial First Appraisers) Letter to D. Coleman Re Market Update | NPBL014367 | NPBL014399 | Coleman Depo. | 401 or 402 - Relevance; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P200 | 2009.07.16 Email from Chris Luebbers to Liesl McLemore, Gregg Cronk, & Thomas Hibben Re Rate Committee Packet with Attachment 'Committee.pdf' Containing Rate Committee Information | NSR_00074104 | NSR_00074153 | Luebbers Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations; | |
| P201 | 2009.07.21 Email Re questions on the Rate Committee Packet | NSR_00084675 | | Allan Depo. J. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P202 | 2009.07.23 T. Ingram letter to D. Stinson Re Request for Information Regarding NPBL Properties enclosing 1/31/08 J. Bridges Letter to M. Tucker Re Rail Enhancement Funding Application Norfolk Portsmouth Belt Line Railroad Acquisition and Repair | NSR_00184149 | NSR_00184193 | NS00007056 J. Booth Depo. Ingram Depo. Ex. 8 | 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative; 802 - Hearsay | |
| P203 | 2009.07.23 T. Ingram letter to D. Stinson Re Request for Information Regarding NPBL Properties with handwritten notes | NSR_00306440 | NSR_00306442 | Luebbers Depo. 2 | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay; 602 - Foundation | |
| P204 | 2009.07.23 T. Ingram letter to NPBL Re Demand for Right to Inspect books and Records Pursuant to Section 13.1-773 of the Virginia Stock Corporation Act | NPBL015656 | NPBL015660 | Ingram Depo. Ex. 9 | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P205 | 2009.07.24 Email Chain FW Need Documents for the Rate Committee Mtg | CSXT0124768 | CSXT0124782 | Allan Depo. J. Booth Depo. Houfek Depo. | 106 - Completeness; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P206 | 2009.07.27 Email Re CSX and NPBL - Letter to Manion with attachments | NSR_00177916 | NSR_00177973 | Heller Depo. 2 McClellan Depo.2 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P207 | 2009.08.03 Email Chain Re other shortline tariffs | NSR_00084666 | NSR_00084667 - Native | J. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P208 | 2009.08.05 Email Chain FW Length and Curvature of the East Leg of the Wye | CSXT0124808 | CSXT0124809 | J. Booth Depo | 401, 402, & 403 – MIL Diamond Track; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P209 | 2009.08.13 Email Chain Re NSRR / NPBL "Carolina Junction" is permanently disabled | Unknown | Unknown | J. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations; | |
| P210 | 2009.08.24 Email Re Norfolk Volumes | NSR_00027049 | | Luebbers Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P211 | 2009.08.24 Email Re Track Chart Questions | NSR_00027052 | | Luebbers Depo. 1 | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P212 | 2009.08.28 Email Chain FW Questions about Agreements | Unknown | Unknown | J. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations; | |
| P213 | 2009.09.04 Minutes of special meeting of the Board of Directors | NPBL007092 | NPBL007093 | NPBL012159-60 Summy Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P214 | 2009.09.04 NPBL Docket for Board Meeting | CSXT0124813 | CSXT0124868 | | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P215 | 2009.09.08 Email Chain FW Questions about Agreements | CSXT0081955 | CSXT0081979 | J. Booth Depo. | 106 - Completeness; 401, 402, & 403 – MIL Diamond Track; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P216 | 2009.09.21 Email Chain FW NPBL Rate Committee | NSR_00183825 | | Coleman Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |

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| P217 | 2009.09.24 NPBL Rate Committee - Summary of Meeting | CSXT0082057 | CSXT0082060 | | 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P218 | 2009.09.26 Email Chain Re PMT | NSR 00030864 | NSR 00030865 | Martinez Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay 602 - Foundation | NPBL MIL #1 NS MIL (D.E. 337) |
| P219 | 2009.09.28 Email Chain Re Intermodal facilities and LEED Certification | NSR 00015161 | NSR 00015164 | McClellan Depo. 1 | 401 or 402 - Relevance; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P220 | 2009.10.05 Memorandum for Recordation in the Minutes of the 2009.09.04 Board Meeting | NPBL019887 | NPBL019891 | NSR 00183834-38 Ingram Depo. Ex. 13 Summy Depo. | 401, 402, & 403 – SJ Statute of Limitations; 401, 402, & 403 – MIL Diamond Track; 802 - Hearsay | |
| P221 | 2009.10.05 Minutes of special meeting to the Board of Directors | NPBL007163 | NPBL007164 | Summy Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P222 | 2009.10.05 Norfolk and Portsmouth Belt Line Railroad Company Board of Directors Meeting Minutes with NPBL Management Response to CSX Memorandum for Recordation | NPBL007095 | NPBL007099 | Summy Depo. | 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P223 | 2009.10.13 Email Chain FW Rate Committee Info - CSX | CSXT0082066 | CSXT0082067 | NSR 00074093 Allan Depo. Ex. 8 J. Booth Depo. | 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P224 | 2009.10.13 Email Chain FW Rate Committee Info - NS | NSR 00074093 | | Stinson Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P225 | 2009.10.15 Email Chain FW Recommendations of CSXT Rate Committee Representatives | CSXT0082144 | | Allan Depo. | 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P226 | 2009.10.15 T. Ingram Letter to D. Stinson Re NPBL Corporate Governance Matters | CSXT0109700 | CSXT0109700 | | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation | |
| P227 | 2009.10.16 D. Stinson Letter to T. Ingram | NPBL007101 | NPBL007112 | NPBL012140-51 Ingram Depo. Stinson Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P228 | 2009.10.22 Letter from Tony L. Ingram & Bill C. Clement (CSX Transportation) to Norfolk and Portsmouth Belt Line Railroad Company Re NPBL Reply to CSXT Memorandum [NPBL Board Minutes, Sept. 4, 2009] | NSR 00074086 | NSR 00074087 | Ingram Depo. Ex. 18 | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P229 | 2009.10.22 T. Ingram Letter to NPBL Re NPBL Board Meeting, Monday, October 26 | NSR 00183796 | NSR 00183797 | | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 403 - Unfairly Prejudicial; 602 - Foundation; 802 - Hearsay | |
| P230 | 2009.10.23 D. Stinson Letter to T. Ingram and W. Clement Re NPBL Board Meeting Monday October 26 | NPBL007144 | NPBL007156 | CSXT0125045-57 Ingram Depo. | 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P231 | 2009.10.23 Email Re NS Recommendations, with Attachment 'NPBL Recommendations 10-23-09.doc' | NSR 00035548 | NSR 00035550 | NPBL006573-75 CSXT0082190-91 Luebbers Depo. 1 Coleman Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P232 | 2009.10.26 Email Chain FW Board Meeting | NSR 00183792 | NSR 00183793 | | 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P233 | 2009.10.26 NPBL Agenda | NPBL009271 | NPBL009303 | | 401, 402, & 403 – SJ Statute of Limitations | |
| P234 | 2009.10.26 NPBL Special Meeting Minutes | CSXT0000247 | CSXT0000247 | | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P235 | 2009.12.02 Norfolk and Portsmouth Belt Line Railroad Company Board of Directors Meeting Docket | NPBL007248 | NPBL007300 | NPBL007205-46 Stinson Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P236 | 2009.12.08 Email Chain Re Urgent Follow up NS Meeting in Taoyuan | NSR 00299467 | NSR 00299469 | McClellan Depo. 2 | 401 or 402 - Relevance; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation 802 - Hearsay | |
| P237 | 2009.12.10 Email Re NPBL Agenda -- take a quick look attaching 12/2/09 Docket of Proceedings of Board of Director's meeting | NSR 00074022 NPBL007646 NPBL015196 NPBL009144 NPBL009171 NPBL015563 NPBL015601 NPBL013498 NPBL006180 NPBL026348 NPBL027926 | NSR 00074075 NPBL007672 NPBL015222 NPBL009169 NPBL009192 NPBL015584 NPBL015622 NPBL013519 NPBL006200 NPBL026369 NPBL027946 | Summy Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P238 | 2010 through 2019 Annual Reports for the Norfolk and Portsmouth Belt Line Railroad Company | | | | 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative | |
| P239 | 2010.01.15 Email chain FW October Minutes for T. Ingram | CSXT0125367 | CSXT0125367 | | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P240 | 2010.01.30 Email Chain Re "x" Train - Portsmouth to Wilmington Requested | CSXT0082577 | CSXT0082579 | Allan Depo. Armbrust Depo. 1 MacDonald Depo. J. Booth Depo. Houfek Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P241 | 2010.03.09 Email Chain Re Today's CSX Meeting with VPA VIT | CSXT0082724 | CSXT0082726 | Houfek Depo. | 401, 402, & 403 – MIL Lost Customers; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P242 | 2010.03.16 Email Chain FW Ingram & Clement resignations | CSXT0082750 | | Ingram Depo. | 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P243 | 2010.04.14 Docket of Proceeding of Board of Director's Meeting | NPBL007345 | NPBL007368 | Eliasson Depo. | 401, 402, & 403 – SJ Statute of Limitations | |

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| P244 | 2010.04.20 Email Re Operations Meeting Follow-Up | NPBL015661 | NPBL015662 | MacDonald Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P245 | 2010.04.21 Email Chain Re April 14th minutes | CSXT0008295 | | Allan Depo. Eliasson Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P246 | 2010.05.19 Minutes of Meeting with Virginia Port Authority and CSX | VPA000793 | | VPA 30(b)(6) Depo. | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P247 | 2010.05.20 Email Chain Re NPBL/CSX Access to NIT | NSR 00042856 | NSR 00042858 | C. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P248 | 2010.05.20 Operation Plan with notes | NSR 00306428 | NSR 00306431 | Luebbers Depo. 2 | 401, 402, & 403 – SJ Statute of Limitations | |
| P249 | 2010.05.21 Email Chain Re Heartland Corridor Value Proposition Final Draft (2).doc attaching draft | NSR 00001929 | NSR 00001978 | Heller Depo. 1 Luebbers Depo. 1 McClellan Depo. 1 | 401 or 402 - Relevance; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P250 | 2010.05.26 Email Chain Re NIT Operating Plan attaching 5/20/10 CSX Operation Plan | NPBL013644 | NPBL013651 | NPBL027608-12 MacDonald Depo. Coleman Depo. VIT 30(b)(6) Depo. | 106 - Completeness; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P251 | 2010.06.24 Email Chain FW NIT/APMT Volume and Capital Updates | CSXT0083411 | CSXT0083412 | | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P252 | 2010.07.15 Email Chain Re NPBL Operating Plan | CSXT0083675 | | J. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P253 | 2010.07.15 Email Chain Re VIT Management of APMVA and Corresponding Vessel Transition | NSR 00001920 | NSR 00001922 | Heller Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P254 | 2010.07.19 Article What's at Stake in North Charleston Rail Debate (Brotherhood of Locomotive Engineers and Trainmen) | N/A | N/A | Heller Depo. 1 NSR 30(b)(6) Joyner | 401, 402, & 403 – SJ Statute of Limitations | |
| P255 | 2010.07.23 Email Chain FW Revised Operating Plan/Rate Request attaching 7/23/10 J. Booth letter to D. Stinson and D. Coleman Re Rail Service Connection to NIT - Rate Proposal and Operating/Financial Plan | CSXT0025826 | CSXT0025832 | Coleman Depo. MacDonald Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P256 | 2010.07.23 J. Booth Letter to D. Stinson and D. Coleman Re Rail Service Connection to NIT - Rate Proposal and Operating/Financial Plan | NS00007353 | NS00007353 | J. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations; | |
| P257 | 2010.07.26 CSX Public Affairs Interoffice Memo Re Meeting with Virginia Governor Bob McDonnell (R-VA) | CSXT0125636 | CSXT0125642 | Eliasson Depo. Ex. 2 | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P258 | 2010.07.28 Email Chain Fw BIT Operating Plan afforded the NPBL/CSXT = FW Please Evaluate | NSR 00306436 | NSR 00306437 | Luebbers Depo. 2 | 401, 402, & 403 – SJ Statute of Limitations | |
| P259 | 2010.08.03 Email Fw Martinez response, revised attaching 8/3/10 draft Martinez response to Summy | NSR 00173215 | NSR 00173217 | Martinez Depo. | 401, 402, & 403 – SJ Statute of Limitations; 401, 402 -- Relevance | |
| P260 | 2010.08.05 Email Chain Fw CSX NIT Operation Proposal | NSR 00073997 | | Stinson Depo. Summy Depo. Wheeler Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P261 | 2010.08.05 Email Re Comments on CSXT Rate Proposal attaching 8/5/10 D. Stinson letter Re Rail Service Connection to NIT - CSXT Rate Proposal dated July 23, 2010 | NPBL012438 | NPBL012440 | Eliasson Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P262 | 2010.08.16 Email Chain Re Revised Operating Plan/Rate Request attaching 8/16/10 D. Stinson letter to J. Booth Re Rail Service Connection to NIT - Rate Proposal dated July 23, 2010 | NPBL015679 | NPBL015681 | Coleman Depo. J. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P263 | 2010.08.24 Email Re Docket attaching 9/8/10 Docket of Proceedings of Board of Directors Meeting | NPBL007440 | NPBL007465 | Eliasson Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P264 | 2010.08.26 Email Chain FW Norfolk, VA - QM Junction trackage improvements // Possible CSXT Access to Norfolk International Terminal attaching Conceptual Plan - Proposed Track Changes Along the Sewells Point Branch at CP OM Junction | NSR 00001917 | NSR 00001919 | C. Booth Depo | 401, 402, & 403 – SJ Statute of Limitations | |
| P265 | 2010.08.30 Email Chain Re CSX NIT Operation Proposal | NSR 00062857 | NSR 00062860 | Luebbers Depo. 1 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P266 | 2010.09.01 CSXT Memorandum to NPBL Management & James Chapman, Esq. (NPBL General Counsel) Re NPBL's Management Response to CSXT Rate Proposal | NPBL015431 | NPBL015433 | Armbrust Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P267 | 2010.09.01 Email from Cannon Moss to Rob Martinez Re Questions for murder board | NSR 00031344 | NSR 00031345 | | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations | |
| P268 | 2010.09.02 Email from Cannon Moss to Rob Martinez Re Questions, with Attachment 'Questions.docx' | NSR 00031335 | NSR 00031343 | Martinez Depo. NSR 00000807-11 | 401, 402, & 403 – SJ Statute of Limitations | |
| P269 | 2010.09.03 CSXT Memorandum Re NPBL Management Response to CSXT Rate Proposal | NSR 00000819 | NSR 00000821 | Eliasson Depo. Stinson Depo. Coleman Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P270 | 2010.09.03 Email Chain Re CSX NIT Operation Proposal | NSR 00062844 | NSR 00062846 | Luebbers Depo. 1 Stinson Depo. Wheeler Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P271 | 2010.09.03 Email Chain Re NPBL | NSR 00306438 | NSR 00306439 | Luebbers Depo. 2 | 401, 402, & 403 – SJ Statute of Limitations | |
| P272 | 2010.09.08 Norfolk and Portsmouth Belt Line Railroad Company Board of Directors Meeting Minutes | NPBL019920 | NPBL019920 | | 401 or 402 - Relevance; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative | |

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| P273 | 2010.09.08 NPBL Agenda | NPBL009337 | NPBL009361 | | 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative; 602 - Foundation; 802 - Hearsay | |
| P274 | 2010.10.08 Email Re NPBL (CSX) Intermodal Service to NIT | NPBL007488 | | Wheeler Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P275 | 2010.10.24 Email Chain Fw International Contract Strategy attaching 10/23/10 International Contract Strategy - 24 months | NSR 00026304 | NSR 00026310 | McClellan Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P276 | 2010.11.01 Email Chain Fw NPBL Agreement to send over (via pdf) to Donna | CSXT0109886 | CSXT0109887 | Armbrust Depo. 1 J. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P277 | 2010.11.11 Email Chain Fw NPBL Agreement to send over (via pdf) to Donna | CSXT0084772 | CSXT0084774 | Eliasson Depo. J. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P278 | 2010.11.19 Email Re December 1st Docket attaching 12/1/10 Docket of the Proceedings of Board of Director's Meeting | NPBL007490 | NPBL007511 | Eliasson Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P279 | 2010.12.01 Docket of Proceedings of Board of Director's Meeting | NPBL007491 | NPBL007525 | Coleman Depo. | 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative | |
| P280 | 2010.12.01 NPBL Agenda | NPBL016704 | NPBL016724 | | 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation | |
| P281 | 2010.12.01 NPBL Agenda Item 6 - Action | NPBL007502 | NPBL07503 | Wheeler Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P282 | 2010.12.29 Minutes of the Board of Directors meeting (with NS handwritten notes and CSXT memorandum) | NSR 00000704 | NSR 00000745 | Wheeler Depo. Summy Depo. Stinson Depo. Ex. 26 | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation | |
| P283 | 2010.12.29 Minutes of the Board of Directors meeting(amended) | NPBL015269 | NPBL015273 | Armbrust Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative | |
| P284 | 2010.12.29 NPBL Board of Directors Meeting Minutes | NPBL019914 | NPBL019918 | CSXT0000294-298 | 401 or 402 - Relevance; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P285 | Withdrawn | | | | | |
| P286 | 2011.01.26 Email Chain Re South Carolina Meetings | NSR 00026916 | NSR 00026917 | Luebbers Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P287 | 2011.01.30 At work with Donna Coleman of Belt Line Railroad, R. McCabe | N/A | N/A | Coleman Depo. | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P288 | 2011.02.02 Email Chain Fw Proposed Meeting | CSXT0085753 | CSXT0085754 | J. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P289 | 2011.02.02 J. Florin letter to D. Coleman Re Beltime | NPBL014366 | | Coleman Depo. | 401 or 402 - Relevance; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P290 | 2011.02.13 Email Chain Re Sewell's Point Operating Agreement | NPBL007580 | NPBL007581 | Coleman Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P291 | 2011.02.14 Email Chain Fw Port Norfolk Property offer | CSXT0086053 | CSXT0086054 | J. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P292 | 2011.02.17 Draft GES and CGB letter to D. Stinson 3/1/11 | NSR 00000872 | NSR 00000873 | C. Booth Depo. | 401 or 402 - Relevance; 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P293 | 2011.03.15 Email Chain Re NPBL | CSXT0026548 | | Allan Depo. Ex. 16 | 401, 402, & 403 – MIL Diamond Track; 401, 402, & 403 – SJ Statute of Limitations; 403 - Unfairly Prejudicial; 802 - Hearsay | |
| P294 | 2011.04.04 Email Re Annual Stockholder's Meeting & Board Meeting Docket attaching 4/13/11 Docket of Proceedings of Board of Directors | NPBL007586 | NPBL007644 | Eliasson Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P295 | 2011.04.07 Email Chain Fw Comments on CSXT Rate Proposal attaching 8/5/10 D. Stinson Letter to Allison, Armbrust, Drake, Eliasson, Wheeler Re Rail Service Connection to NIT - CSXT Rate Proposal dated 7/23/10 | NSR 00194989 | NSR 00194991 | C. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P296 | 2011.04.12 Email Chain Fw Agenda for Board of Directors Meeting | NSR 00180594 | NSR 00180595 | Coleman Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P297 | 2011.04.13 Norfolk and Portsmouth Belt Line Railroad Company Annual Meeting of Stockholders Minutes | CSXT0000262 | CSXT0000266 | NPBL023126 Eliasson Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P298 | 2011.04.13 Norfolk and Portsmouth Belt Line Railroad Company Board of Directors Meeting Minutes; 4/13/2011 Norfolk and Portsmouth Belt Line Railroad Company Annual Meeting of Stockholders Meeting Minutes; 4/13/2011 Norfolk and Portsmouth Belt Line Railroad Company Board of Directors Meeting Minutes; Unanimous Written Consent of the Board of Directors; 9/19/2011 Norfolk and Portsmouth Belt Line Railroad Company Board of Directors Meeting Minutes; 9/23/2011 Norfolk and Portsmouth Belt Line Railroad Company Board of Directors Meeting Minutes; 12/7/2011 Norfolk and Portsmouth Belt Line Railroad Company Board of Directors Meeting Minutes; Norfolk and Portsmouth Belt Line Railroad Co. Statement of Income 2012 Budget | NPBL017933 | NPBL017952 | Armbrust Depo. 1 | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P299 | 2011.06.21 T. Wilcox letter to C. Brown Re Virginia Port Authority - Acquisition Exemption - Norfolk and Portsmouth Belt Line Railroad Company - STB Docket No. FD 35532 enclosing VPA's Motion to Dismiss Verified Notice of Exemption | NPBL008630 | NPBL008694 | NPBL 30(b)(6)/Moss Depo. Summy Depo. | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |

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| P300 | 2011.07.02 Email Chain Re Port Authority seeks to expand rail capacity at NIT HamotionRaods.com PilotOnline.com | CSXT0086684 | | Kendall Depo. Ex. 13 | 401, 402, & 403 – MIL Lost Customers; 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P301 | 2011.09.14 Email Chain Re Called Meeting | NSR 00072644 | NSR 00072647 | Stinson Depo. Summy Depo. Wheeler Depo. Ex. 1 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P302 | 2011.09.19 NPBL Board of Directors Meeting Minutes | NPBL015164 | NPBL015164 | | 401 or 402 - Relevance; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative | |
| P303 | 2011.09.20 Email Chain Re Phoenix Rising - APL Proposal APL Proposal Letter" | NSR 00297104 | | | 106 - Completeness; 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation | |
| P304 | Withdrawn | NSR 00297127 | NSR 00297134 | McClellan Depo.2 | | |
| P305 | 2011.09.29 Email Chain FW Ford | NPBL011659 | NPBL011660 | Coleman Depo. | 401 or 402 - Relevance; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P306 | 2011.10.18 Email Chain Re Conversations with Jeff K | NSR 00030758 | NSR 00030759 | McClellan Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P307 | 2011.12.12 Email Chain Re Portlock Personnel | NSR 00114522 | | Heller Depo. 2 McClellan Depo.2 | 401, 402, & 403 – SJ Statute of Limitations; 401, 402 -- Relevance | |
| P308 | 2012.01.04 Email Re International Kickoff Presentation attaching presentation | NSR 00156707 | NSR 00156732 | Heller Depo. 2 | 106 - Completeness; 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations | |
| P309 | 2012.04.16 Aerial Photograph of NIT | VPA000863 | | | | |
| P310 | 2012.08.06 Email Chain Re Meeting with VPA, Purdue re PMT | NSR 00012049 | NSR 00012052 | | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation | |
| P311 | 2012.08.14 Email Chain FW VPA Port Competitive Analysis attaching analysis | NSR 00082081 | NSR 00082104 | Heller Depo. 1 | 106 - Completeness; 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations | |
| P312 | 2012.08.29 Email Chain Re Meeting with VPA, Purdue re PMT | NSR 00065318 | NSR 00065320 | | 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P313 | 2012.09.12 Email Re Port Deliberations | NSR 00306010 | NSR 00306011 | McClellan Depo.2 | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P314 | 2012.09.13 Email Chain FW Talking Points attaching talking points for 9/14/12 CWM w/Gov. McDonnell | NSR 00169772 | NSR 00169774 | Heller Depo. 2 McClellan Depo.2 | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P315 | 2012.09.14 Email Chain FW Telephone call with Gov. McDonnell attaching Port Statistics 2000-YTD, Talking Point CWM and Gov, and VY 2011 Lines on APM deal | NSR 00169766 | NSR 00169771 - Native | Heller Depo. 2 | 106 - Completeness; 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations | |
| P316 | 2013.01.11 Email Re IM Auto Kickoff 2013 Final.pptx attaching Intermodal & Automotive Marketing - Fast Track 2013 - Redefining Our Business | NSR 00168251 | NSR 00168296 | McClellan Depo.2 | 401, 402, & 403 – SJ Statute of Limitations; 401, 402 -- Relevance | |
| P317 | 2013.02.03 Email Chain Re VMA Contracts Port of Virginia Led USEC Peers in Growth in 2012 | NSR 00072044 | NSR 00072047 | Heller Depo. 1 McClellan Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P318 | 2013.02.22 S. Clark Letter to NPBL Board of Directors Re NPBL and AgriBusiness | NPBL000324 | NPBL000325 | NPBL013370-71 Coleman Depo. NPBL 30(b)(6)/Moss Depo. Wheeler Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P319 | 2013.04.02 Email Chain Fw Statement of Governor McDonnell on Port PPTA Decision and Restructuring | NSR 00178176 | NSR 00178178 | McClellan Depo.2 | 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative; 602 - Foundation; 802 - Hearsay; 805 - Double Hearsay | |
| P320 | 2013.07.17 Email Re ITI July 2013 - MRM wo pics.pptx attaching Innovation and Leadership for Freight Transportation Systems - Intermodal Transportation Institute - University of Denver | NSR 00264181 | NSR 00264214 | McClellan Depo.2 | 401, 402, & 403 – SJ Statute of Limitations | |
| P321 | 2013.08.29 Email Chain Re NIT | NSR 00029473 | | Martinez Depo. McClellan Depo. 1 NSR 30(b)(6) Hunt | 401, 402, & 403 – SJ Statute of Limitations | |
| P322 | 2014.01.03 Email Re CSX operating plan for PMT attaching Portsmouth Marine Terminal / CSXT Rail Service Plan | NPBL019693 | NPBL019697 | Martinez Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P323 | 2014.02.06 Email Chain Re VIT Action | NSR 00130077 | NSR 00130078 | Heller Depo. 2 | 401, 402, & 403 – SJ Statute of Limitations | |
| P324 | 2014.02.10 Email Chain Re Update | NSR 00130061 | NSR 00130064 | Heller Depo. 2 | 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P325 | 2014.02.27 J. Heller letter to J. Ruddy | NSR 00048150 | NSR 00048151 | Heller Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P326 | 2014.04.14 Email Re VMA Meeting | NSR 00004864 | | Heller Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P327 | 2014.05.14 Email Chain FW Support Track at QM Junction NIT - Pictures taken January 15th, 2013 attaching Track Loop Map, QM Junction looking southeast, QM Junction looking southeast and QM Junction looking northwest | NSR 00292965 | NSR 00292968 | C. Booth Depo. Heller Depo. 2 | 106 - Completeness; 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations | |
| P328 | 2014.10.09 Email Chain Re Master Rail Plan for the Port of Virginia | CSXT0130615 | CSXT0130618 | Kendall Depo. Ex. 15 | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P329 | 2014.12.09 Email Chain Re Rate Increase Discussion | NSR 00083194 | NSR 00083197 | Luebbers Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P330 | 2014.12.10 Minutes of the Board of Directors meeting | NPBL000372 | NPBL000377 | Hurlbut Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P331 | 2014.12.10 NPBL Board Meeting | NSR 00034633 | NSR 00034651 | Hurlbut Depo. | 401, 402, & 403 – SJ Statute of Limitations | |

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| P332 | 2015.02.17 Email from Jeffrey Heller to Don Seale & James Squires Re February 19 Forecast Meeting, with Attachment 'TM Business Review 021915.pdf' of 2/19/2015 Intermodal Business Review PowerPoint Presentation | NSR 00128851 | NSR 00128877 | | 401 or 402 - Relevance; 401, 402, & 403 - SJ Statute of Limitations | |
| P333 | 2015.03.01 Master Equipment Run-Through Agreement between CSXT and CWRV | CSXT0048370 | CSXT0048385 | CSXT 30(b)(6) Depo. | 401, 402, & 403 - SJ Statute of Limitations; 401, 402, & 403 - Reasonable Rate / Relevancy | |
| P334 | 2015.03.02 Email Chain Re Question for next week | NSR 00016596 | NSR 00016600 | Heller Depo. 1 Luebbers Depo. 1 | 401, 402, & 403 - SJ Statute of Limitations | |
| P335 | 2015.03.09 Email Chain Re Long Idling Rail Containers at Norfolk CSX Ramp | CSXT0036382 | CSXT003684 | VIT 30(b)(6) Depo. | 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P336 | 2015.03.27 Email Chain Re IM Auto Friday Freight | NSR 00128765 | NSR 00128766 | Heller Depo. 2 | 401, 402, & 403 - SJ Statute of Limitations | |
| P337 | 2015.03.30 Email Chain Re CSX- NIT | NSR 00001419 | NSR 00001420 | | 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P338 | 2015.03.31 C. Booth letter Re NIT one time access - Clean 1 | NSR 00000870 | NSR 00000871 | | 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations; 403 - Cumulative; 602 - Foundation; 802 - Hearsay | |
| P339 | 2015.03.31 C. Booth letter Re NIT one time access - Clean 2 | NSR 00001412 | NSR 00001413 | | 401 or 402 - Relevance; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations; 403 - Cumulative; 602 - Foundation; 802 - Hearsay | |
| P340 | 2015.03.31 C. Booth letter Re NIT one time access - Redline | NSR 00000868 | NSR 00000869 | NSR 00001414-15 | 401 or 402 - Relevance; 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations; 403 - Cumulative; 602 - Foundation; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P341 | 2015.03.31 C. Booth letter Re NIT one time access - Redline | NSR 00001409 | NSR 00001410 | | 401 or 402 - Relevance; 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations; 403 - Cumulative; 602 - Foundation; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P342 | 2015.03.31 C. Booth letter Re NIT one time access - Redline | NSR 00001417 | NSR 00001418 | | 401 or 402 - Relevance; 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations; 403 - Cumulative; 602 - Foundation; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P343 | 2015.03.31 Email Chain Re CSX Traffic to NIT via NPBL - C. Booth | NSR 00039751 | NSR 00039753 | C. Booth Depo. | 401, 402, & 403 - SJ Statute of Limitations | |
| P344 | 2015.03.31 Email Chain Re NIT Train | CSXT0001301 | | MacDonald Depo. | 401, 402, & 403 - SJ Statute of Limitations 802 - Hearsay | |
| P345 | 2015.03.31 Email re CSX Train to NIT | NSR 00001406 | NSR 00001407 | | 401 or 402 - Relevance; 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations; 403 - Cumulative; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P346 | 2015.04.01 Email Chain Re CSX Traffic to NIT via NPBL - 1 | NSR 00039781 | NSR 00037983 | Heller Depo. 1 | 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations | |
| P347 | 2015.04.01 Email Chain Re CSX Traffic to NIT via NPBL - 2 | NPBL010906 | NPBL010910 | C. Booth Depo. | 401, 402, & 403 - SJ Statute of Limitations | |
| P348 | Withdrawn | | | | | |
| P349 | 2015.04.02 Email Chain Re [EXTERNAL] Re CSX Traffic to NIT via NPBL | NPBL010896 | NPBL010899 | C. Booth Depo. | 401, 402, & 403 - SJ Statute of Limitations 403 - Cumulative | |
| P350 | 2015.04.02 Email Chain Re NPBL Recap | NSR 00001402 | NSR 00001403 | C. Booth Depo. | 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations | NPBL MIL #1 NS MIL (D.E. 337) |
| P351 | 2015.04.03 Email Chain Re [EXTERNAL] CSX | NSR 00001401 | | C. Booth Depo. | 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations | |
| P352 | 2015.04.06 Email Re 2nd X train to NIT | CSXT0001321 | | MacDonald Depo. | 401, 402, & 403 - SJ Statute of Limitations 802 - Hearsay | |
| P353 | 2015.04.06 Minutes of the Board of Director's Meeting | NPBL000467 | NPBL000468 | Hurlbut Depo. Wheeler Depo. | 401, 402, & 403 - SJ Statute of Limitations | |
| P354 | 2015.04.12 Email Chain Re Requesting profile from NIT. NPBL-CSX Portsmouth to NWOH double stack | CSXT0010598 | | MacDonald Depo. | 401, 402, & 403 - SJ Statute of Limitations; 802 - Hearsay | |

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| P355 | 2015.04.13 Email Chain Re NIT / CMA TRAFFIC | CSXT0001348 | | MacDonald Depo. | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P356 | 2015.04.17 Email Chain FW another NPBL request and possible call to TNE | NSR 00001399 | | C. Booth Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P357 | 2015.04.17 Email Chain FW NPBL request for a window to run to NIT attaching 4/17/15 C. Moss Letter to J. Yates | NSR 00001395 | NSR 00001398 | C. Booth Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P358 | 2015.04.19 Email Chain Re CSX move request--UPDATE; Information Only | CSXT0154004 | CSXT0154005 | MacDonald Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P359 | 2015.04.23 Email Chain Re CSX Cars for NIT Delivered 4/23 | NPBL005662 | NPBL005664 | NPBL 30(b)(6)/Moss Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P360 | 2015.05.15 Email Re Thanks again | NPBL010882 | NPBL010882 | | 401 or 402 - Relevance; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P361 | 2015.05.22 Email Chain Re Plain for CSX Loading | CSXT0154048 | | VIT 30(b)(6) Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P362 | 2015.05.27 Email Chain Re Empties for NIT | CSXT0001528 | CSXT0001529 | MacDonald Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P363 | 2015.05.30 Email Re NPBL Trackage Rights | NSR 00004475 | | Heller Depo. 1 | 401 or 402 - Relevance; 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P364 | 2015.06.02 Email Re Letter from Perdue attaching 5/27/15 S. Clark letter to C. Moss | NSR 00077508 | NSR 00077510 | Wheeler Depo. | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P365 | 2015.06.12 Email from Michael McClellan to Rob Robinson, Pat Simonie, John Kraemer, Scott McGregor, & Jim Schaaf Re Personnel - Confidential | NSR 00071467 | NSR 00071467 | McClellan Depo. 1 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P366 | 2015.06.23 Email Chain Re CSX move | NPBL005643 | NPBL005644 | CSXT0005019 NPBL 30(b)(6)/Moss Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P367 | 2015.06.23 Email Chain Re CSXT Rail Cars at NIT - 1 | CSXT0154056 | CSXT0154057 | VIT 30(b)(6) Depo. | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P368 | 2015.06.23 Email Chain Re CSXT Rail cars at NIT - 2 | CSXT0039176 | CSXT0037177 | VIT 30(b)(6) Depo. | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P369 | 2015.06.26 Email Chain Re NPBL Trackage Rights | NSR 00004472 | NSR 00004473 | Heller Depo. 1 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1 NS MIL (D.E. 337) |
| P370 | 2015.06.29 Email Chain Re CSX Cars | CSXT0154066 | CSXT0154068 | | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P371 | 2015.07.15 Email Chain Re Large TEU Ships | NSR 00129287 | NSR 00129290 | Heller Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P372 | 2015.10.07 Email Chain FW CSX lift agreement | CSXT0040736 | | Houfek Depo. | 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P373 | 2015.10.26 Email Chain Re CWRV Rate Increase | NSR 00039157 | NSR 00039160 | C. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P374 | 2015.12.02 Email Chain FW Amendment #1 / Loco Use Agreement and attachment | NSR 00110125 | NSR 00110130 | | 401 or 402 - Relevance; 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation | |
| P375 | 2015.12.09 Minutes of the Board of Directors meeting | NPBL000463 | NPBL000466 | Hurlbut Depo. Wheeler Depo. | 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative | |
| P376 | 2015.12.15 Email Re December meeting minutes attaching 12/9/15 minutes of the Board of Directors meeting | CSXT0133116 | CSXT0133120 | Kendall Depo. Swafford Depo. | 106 - Completeness; 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations | |
| P377 | 2015.12.16 Email Chain Re Follow-up | NSR 00122609 | NSR 00122611 | C. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P378 | 2015.5.21 Email Chain Re Plan for CSX Loading | CSXT0004998 | | MacDonald Depo. | 106 - Completeness; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P379 | 2015.5.22 Email Chain Re Plan for CSX Loading | CSXT0005000 | CSXT0005002 | VIT 30(b)(6) Depo. | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P380 | 2016.01.26 Email Re Consent for 2016 Budget and Bonus Program | NPBL024618 | NPBL024619 | Merilli Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P381 | 2016.01.30 Email Chain Re MOL Discussions | NSR 00005440 | NSR 00005442 | Heller Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P382 | 2016.02.26 Email Re Squires Port Briefing attaching East Coast Ports Review | NSR 00064063 | NSR 00064095 | Luebbers Depo. 1 | 401, 402, & 403 – SJ Statute of Limitations | |
| P383 | 2016.03.15 Email Chain Fw NIT Expansion - Pilot Article 3/15 | NSR 00054868 | NSR 00054869 | Luebbers Depo. 1 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |

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| P384 | 2016.03.15 Meeting Invitation from Carol Sensing to Carol Sensing, Ed Elkins, Chris Luebbers, & Kenneth Joyner Re Review Strategy Regarding NIT Access | NSR 00005173 | NSR 00005173 | Heller Depo. 1 Luebbers Depo. 1 NSR 30(b)(6) Joyner | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P385 | 2016.04.18 Email Chain Re NS/VIT Meeting Friday April 8th | NSR 00001680 | NSR 00001682 | Luebbers Depo. 1 NSR 30(b)(6) Joyner | 401, 402, & 403 – SJ Statute of Limitations | |
| P386 | Withdrawn | | | | | |
| P387 | 2016.04.26 Email Chain FW Additional information for updates during Meeting attaching liability quote and 4/26/16 R. Hunt letter to C. Moss | CSXT0133903 | CSXT0133909 | Kendall Depo. Swafford Depo. | 401, 402, & 403 – SJ Statute of Limitations 802 - Hearsay | |
| P388 | 2016.07.01 Email Chain Re NPBL and NIT switching | NSR 00001460 | | C. Booth Depo. NPBL 30(b)(6)/Moss Depo. NSR 30(b)(6) Hunt | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P389 | 2016.07.13 Email Chain Re Bank accounts | NSR 00077218 | | Merilli Depo. | 401, 402, & 403 – SJ Statute of Limitations | |
| P390 | 2016.10.12 Email Re VA letter.docx | CSXT0096238 | CSXT0096238 | Strongosky Depo. 1 Warren Depo. Ex. 24 | 106 - Completeness; 401, 402, & 403 – MIL Reasonable Rate; 602 - Foundation 802 - Hearsay | |
| P391 | 2016.11.16 Aerial Photograph of NIT | VPA000864 | | | | |
| P392 | 2016.11.16 Email Chain Re CSX Visit to Norfolk on November 22 | CSXT0049507 | CSXT0049510 | VPA 30(b)(6) Depo. Warren Depo. | 401 or 402 - Relevance; 802 - Hearsay | |
| P393 | 2016.11.30 Confidential, Hampton Roads Port / Rail Review | NSR 00104571 | NSR 00104580 | Luebbers Depo. 2 | 401 or 402 - Relevance; 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P394 | 2016.12.02 Email Chain Re OOCL Eastern Railroad Volumes/Zim Volumes | CSXT0002920 | CSXT0002925 | Houfek Depo. | 802 - Hearsay | |
| P395 | 2016.12.05 Email chain Re FOR DEAN – Lane / Volume Opportunities | CSXT0050219 | CSXT0050221 | | 106 - Completeness; 802 - Hearsay | |
| P396 | 2016.12.07 NPBL Board Meeting Agenda | NPBL000541 | NPBL000551 | Hurlbut Depo. Merilli Depo. | | |
| P397 | 2016.12.20 Email Re NPBL Discussion | NSR 00024527 | NSR 00024527 | | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 602 - Foundation; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P398 | 2017 NPBL Annual Report | CSXT0149080 | CSXT0149100 | Armbrust Depo. 1 M. Burns Depo. 1 | 403 - Cumulative | |
| P399 | 2017.01.13 Email Chain RE Contract Update Week Ending 01/06/2017 | CSXT0051809 | CSXT0051811 | | 106 - Completeness; 802 - Hearsay | |
| P400 | 2017.02.15 Email Chain Re New Alliance Structure at Norfolk Ports | VPA000079 | VPA000080 | | 602 - Foundation; 802 - Hearsay | |
| P401 | 2017.04.05 NPBL Board Meeting Agenda | NPBL000562 | NPBL000572 | | | |
| P402 | 2017.04.11 Email Chain Re NPBL Question | NSR 00076988 | NSR 11176989 | Coleman Depo. | 401 or 402 - Relevance; 602 - Foundation | |
| P403 | 2017.05.03 Email Chain FW Craney Island Rail Connector - Virginia Port Authority | NSR 00038855 | NSR 00038857 | Heller Depo. 1 | 401 or 402 - Relevance; 602 - Foundation | |
| P404 | 2017.06.19 Email chain re Philly draft with attachment | NSR 00066775 | NRS 0066787 | | 401 or 402 - Relevance; 602 - Foundation | |
| P405 | 2017.06.27 Email Chain FW CSX Shared Points attaching CSX Shared Points | NSR 00009572 | CSXT00009573 - Native | Hall Depo. | 106 - Completeness | |
| P406 | 2018.01.22 Email Chain Re NPBL Package | CSXT0098946 | | | 106 - Completeness; 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P407 | 2017.11.29 Aerial Photograph of NIT | VPA000868 | | | | |
| P408 | 2018 NPBL Annual Report | CSXT0123240 | CSXT0123261 | M. Burns Depo. 1 | 403 - Cumulative | |
| P409 | 2018.01.15 Kline - Singapore presentation | NSR 00009598 | NSR 00009617 | NSR 30(b)(6) Joyner | 401 or 402 - Relevance | |
| P410 | 2018.03.02 Email Re Europe presentations attaching presentations | NSR 00006107 | NSR 00006174 | NSR 30(b)(6) Joyner | 106 - Completeness; 401 or 402 - Relevance | |
| P411 | 2018.03.07 Email Re Intermodal Activity Report - Week Ending 3/2/18 | NSR 00001053 | NSR 00001056 | NSR 30(b)(6) Joyner | 401 or 402 - Relevance; 602 - Foundation 802 - Hearsay | |
| P412 | 2018.03.27 Email Chain Re Rate Proposal for Long Term Intermodal service to NIT | NSR 00076482 | | Hurlbut Depo. Merilli Depo. Summy Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial | NPBL MIL #1; NS MIL (D.E. 337) |
| P413 | 2018.04.02 Email Chain FW Rate Proposal for Long Term Intermodal service to NIT | CSXT0119620 | CSXT0119621 | Swafford Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 802 - Hearsay | |
| P414 | 2018.04.05 Email Chain Re Board and Stockholder Docket for April 18, 2018 meeting | NPBL006179 | | Hall Depo. Hurlbut Depo. Merilli Depo. | | |
| P415 | 2018.04.05 Email Chain Re Rate Proposal for Long Term Rail Service to NIT | NPBL006228 | NPBL006229 | Coleman Depo. Hall Depo. Hurlbut Depo. Merilli Depo. NPBL 30(b)(6)/Moss Depo. | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial | |
| P416 | 2018.04.09 Email Chain Re CSX Securing NIT Access | VPA000074 | | VPA 30(b)(6) Depo. | 802 - Hearsay | |
| P417 | 2018.04.12 Email Chain FW Board and Stockholder Docket for April 18, 2018 meeting | NPBL005958 | NPBL005959 | Hall Depo. | | |
| P418 | 2018.04.13 Email Chain FW [External] FW Letter to NPBL from POV | NSR 00076457 | NSR 00076458 | Merilli Depo. Ex. 24 | 401 or 402 - Relevance; 401, 402, & 403 – MIL Reasonable Rate; 403 - Cumulative; 403 - Unfairly Prejudicial; 602 - Foundation; 802 - Hearsay; 901 - Authentication | |
| P419 | 2018.04.13 Email Chain FW [External] FW Letter to NPBL from POV attaching 4/13/18 J. Reinhart letter to C. Moss | NSR 00076457 | NSR 00076462 | Heller Depo. 1 Summy Depo. | 401 or 402 - Relevance; 401, 402, & 403 – MIL Reasonable Rate; 403 - Cumulative; 403 - Unfairly Prejudicial; 602 - Foundation; 802 - Hearsay; 901 - Authentication | |

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| P420 | 2018.04.13 Email Re NPBL Letter attaching Draft 4/13/18 J. Reinhart letter to C. Moss | VPA001846 | VPA001848 | VPA 30(b)(6) Depo. | 401 or 402 - Relevance; 401, 402, & 403 - MIL Reasonable Rate; 403 - Cumulative; 403 - Unfairly Prejudicial; 602 - Foundation; 802 - Hearsay; 901 - Authentication | |
| P421 | 2018.04.13 Email Re Revised letter to Canon attaching DRAFT 4/13/18 J. Reinhart letter to C. Moss | VPA001849 | VPA001850 | VPA 30(b)(6) Depo. | 401 or 402 - Relevance; 401, 402, & 403 - MIL Reasonable Rate; 403 - Cumulative; 403 - Unfairly Prejudicial; 602 - Foundation; 802 - Hearsay; 901 - Authentication | |
| P422 | 2018.04.13 Email Re to print for John's signature attaching 4/13/18 Reinhart letter to C. Moss | VPA001852 | VPA001854 | VPA 30(b)(6) Depo. | 401 or 402 - Relevance; 401, 402, & 403 - MIL Reasonable Rate; 403 - Cumulative; 403 - Unfairly Prejudicial; 602 - Foundation; 802 - Hearsay; 901 - Authentication | |
| P423 | 2018.04.17 Email Chain Fw 041318-Cannon Moss.pdf attaching 4/13/18 J. Reinhart letter to C. Moss | NSR 00066919 | NSR 000663921 | Martinez Depo. | 106 - Completeness; 401 or 402 - Relevance | |
| P424 | 2018.04.17 G. Summy letter to S. Armbrust Re Norfolk Southern Railway Company ("NSR") Response as NPBL Shareholder to CSX Transportation's ("CSXT") Demand Letter dated April 6, 2018 (the "Demand Letter"), and subsequent letter dated April 16, 2018 (the "Supplemental Letter") | NSR 00035194 | NSR 00035197 | Hall Depo. Hurlbut Depo. Merilli Depo. NPBL 30(b)(6)/Moss Depo. Summy Depo. | 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 802 - Hearsay as to attachment | |
| P425 | 2018.04.18 Agenda NPBL Annual Stockholders' Meeting | NPBL006212 | NPBL006213 | Hall Depo. | | |
| P426 | 2018.04.18 Agenda NPBL Board Meeting | NPBL006201 | NPBL006211 | Hall Depo. Hurlbut Depo. Merilli Depo. | 403 - Cumulative | |
| P427 | 2018.04.18 Meeting Minutes | NPBL000749 NPBL000759 NPBL000745 | NPBL000756 NPBL000760 NPBL000747 | Coleman Depo. | | |
| P428 | 2018.04.19 Email Chain Re NPBL Agreement Questions | NPBL005881 | NPBL005883 | NPBL 30(b)(6)/Moss Depo. | 106 - Completeness; 802 - Hearsay | |
| P429 | 2018.04.19 Email Chain Re Quick Question on VPA | NSR 00017888 | | McClellan Depo. 1 | 401 or 402 - Relevance; 802 - Hearsay | |
| P430 | 2018.04.19 Email Re NPBL response to Letter from POV attaching 4/19/18 C. Moss letter to J. Reinhardt | VPA000001 | VPA000002 | VPA 30(b)(6) Depo. | 401, 402, 403 - Relevance; 403 - Cumulative; 802 Hearsay | |
| P431 | 2018.04.27 Email Chain Fw NPBL Executed Consent | NSR 00076434 | | Merilli Depo. | 802 - Hearsay | |
| P432 | 2018.04.30 Email Re Draft Minutes, attaching draft 4/18/18 minutes of the Board of Directors meeting | CSXT0101964 | CSXT0101977 | Hall Depo. Hurlbut Depo. Merilli Depo. NPBL 30(b)(6)/Moss Depo. Summy Depo. | 802 - Hearsay | |
| P433 | 2018.05.02 Email Chain Re February 2018 Verified Lifts | NSR 00005961 | NSR 00005968 | NSR 30(b)(6) Joyner | | |
| P434 | 2018.06.03 Email Chain Re [EXTERNAL] NPBL board meeting planning | NSR 00073119 | NSR 00073119 | Merilli Depo. | 401 or 402 - Relevance | |
| P435 | 2018.06.27 Email Re CSX Thanks Port of Virginia | VPA000078 | | VPA 30(b)(6) Depo. | 401 or 402 - Relevance; 401, 402, & 403 - MIL Lost Customers; 602 - Foundation; 802 - Hearsay | |
| P436 | 2018.06.29 Email Chain Re AV Study with attachment | NSR 00203550 | NSR 00203553 | McClellan Depo. 2 | 401 or 402 - Relevance | |
| P437 | 2018.07.16 Email chain re Evergreen | CSXT0067122 | CSXT0067128 | | 401 or 402 - Relevance; 401, 402, & 403 - MIL Lost Customers; 602 - Foundation; 802 - Hearsay | |
| P438 | 2018.07.20 Email Chain Re Meeting Notes | CSXT0067164 | CSXT0067166 | VIT 30(b)(6) Depo. CSXT 30(b)(6) Depo. | 401 or 402 - Relevance; 401, 402, & 403 - MIL Diamond Track; 602 - Foundation; 802 - Hearsay | |
| P439 | 2018.07.20 Email Chain Re Meeting Notes attaching 7/13/18 meeting notes | CSXT0067204 | CEXT0067209 | VIT 30(b)(6) Depo. | 401, 402, & 403 - MIL Diamond Track; 602 - Foundation; 802 - Hearsay | |
| P440 | 2018.07.23 Email Chain Re Meeting Notes | CSXT0067237 | CSXT0067240 | VIT 30(b)(6) Depo. | 401, 402, & 403 - MIL Diamond Track; 602 - Foundation; 802 - Hearsay | |
| P441 | 2018.07.24 Email Chain Re Meeting Notes | CSXT0067254 | | VIT 30(b)(6) Depo. | 401, 402, & 403 - MIL Diamond Track; 602 - Foundation; 802 - Hearsay | |
| P442 | 2018.08.01 Email Chain Re CSX access into NIT (Heller to Joyner) | NSR 00049537 | | Heller Depo. 1 | 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial | NPBL MIL #1; NS MIL (D.E. 337) |
| P443 | 2018.08.01 Email Re Notes from meeting on July 13 in Norfolk | CSXT0121480 | CSXT0124183 | VIT 30(b)(6) Depo. VPA 30(b)(6) Depo. | 802 - Hearsay | |
| P444 | 2018.08.27 Email Re Update on negotiations with NS over trackage rights | NPBL005850 | | Hall Depo. Ex. 5 Hurlbut Depo. Merilli Depo. | | |
| P445 | 2018.09.06 Email Chain Re SSW Trackage Rights Cases (1 of 2) | CSXT0155378 | CSXT0155379 | Armbrust Depo. 2 | 401, 402, & 403 - MIL Reasonable Rate; 802 - Hearsay | |
| P446 | 2018.09.11 C. Moss Letter to S. Armbrust and G. Summy Re CSX Transportation Inc. Letter dated June 22, 2018 and Norfolk Southern Railway Company Response Letter dated July 27, 2018 | NPBL005840 | NPBL005841 | Hall Depo. Hurlbut Depo. Merilli Depo. NPBL 30(b)(6)/Moss Depo. Summy Depo. | 401, 402, & 403 - MIL Diamond Track; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial | |
| P447 | 2018.09.17 Email Chain Re [External] Re Update on negotiations with NS over trackage rights | NSR 00073932 | NSR 00073933 | Merilli Depo. | 602 - Foundation | |
| P448 | 2018.09.20 Email Chain Fw Petition To Set Terms - Final - Filed 9-13-18.pdf attaching 9/13/18 W. Mullins letter to C. Moss Re FD 36223, Norfolk Southern Railway Company - Petition to Set Trackage Rights Compensation - Norfolk & Portsmouth BeltLine Railroad Company | NSR 00049469 | NSR 00049502 | Wheeler Depo. | 602 - Foundation | |
| P449 | 2018.10.05 Email Chain Re CSX 20' mate policy | CSXT0069403 | CSXT0069404 | VIT 30(b)(6) Depo. | 602 - Foundation; 802 - Hearsay | |
| P450 | 2018.10.05 Email Chain Re CSX 20' mate policy - later email | CSXT0069405 | CSXT0069407 | VIT 30(b)(6) Depo. | 602 - Foundation 802 - Hearsay | |
| P451 | 2018.12.10 L. Farless letter to D. Coleman attaching J. Hall resignation | NSR 00073787 | NSR 00073788 | Hall Depo. | 401 or 402 - Relevance; 602 - Foundation | |

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| P452 | 2018.12.17 Minutes of the Board of Directors meeting | NPBL000730 | NPBL000736 | Hurlbut Depo. Merilli Depo. Summy Depo. | | |
| P453 | 2019.01.03 Email Chain Re [EXTERNAL] Proposed Questions for SMC3 Panel Intermodal in the Post -ELD World | NSR 00155349 | NSR 00155359 | Heller Depo. 2 | 401 or 402 - Relevance; 602 - Foundation 802 - Hearsay | |
| P454 | 2019.01.11 Trackage Rights Map | VPA000920 | | | 106 - Completeness | |
| P455 | 2009.02.19 Email Chain Re Pro. NPBL Overview | CSXT0109353 | CSXT0109354 - Native | J. Booth Depo. Ingram Depo. | 106 - Completeness; 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P456 | 2019.04.24 Agenda for Norfolk & Portsmouth Belt Line Annual Stockholders' Meeting | CSXT0158238 | CSXT0158240 | | 401 or 402 - Relevance; 602 - Foundation; 901 - Authentication | |
| P457 | 2019.04.28 Email chain Re NIT Exports | CSXT0074717 | CSXT0074718 | Wagel Depo. Ex. 7 | 802 - Hearsay | |
| P458 | 2019.05.13 Email Chain Re Setting up CSX for Growth at POV | CSXT0074914 | CSXT0074916 | VIT 30(b)(6) Depo. Warren Depo. | 802 - Hearsay | |
| P459 | 2019.07.02 T. Capozzi Letter to M. Kenney re agreement of VIT offer for the continuation of the lift and dray services | VIT Prod to NPBL 000005 | VIT Prod to NPBL 000006 | VIT 30(b)(6) Depo. | 602 - Foundation; 802 - Hearsay | |
| P460 | 2019.07.06 Email Chain Re Virginia Ports Co-Marketing | NSR 00016866 | | Heller Depo. 1 | 401 or 402 - Relevance; 403 - Unfairly Prejudicial | |
| P461 | Withdrawn | | | | | |
| P462 | 2019.10.10 Email Chain Fw NS/CSX Meeting Minutes 1/30/18 - Preparation for meeting with Ed Harris on 2/11 | NSR 00034269 | NSR 00034271 | McClellan Depo. 1 | 106 - Completeness; 401 or 402 - Relevance | |
| P463 | 2020.01.03 The Port of Virginia Advantages | SDT RES 000127 | SDT RES 000165 | VIT 30(b)(6) Depo. | 802 - Hearsay | |
| P464 | 2020.01.03 Virginia Advantages | SDT RES 000195 | SDT RES 000246 | VIT 30(b)(6) Depo. | 802 - Hearsay | |
| P465 | 2021.05.25 FreightWaves Classics The Port of Virginia - America's first port, Mall, Scott | | | https://www.freightwaves.com/news/freightwaves-classics-the-port-of-virginia-americas-first-port?p=340807 | 602 - Foundation; 802 - Hearsay | |
| P466 | April 2010 NIT Port Rail Operating Detail | CSXT0063758 | Native | Allan Depo. Armbrust Depo. 1 | 401, 402, & 403 - MIL Reasonable Rate; 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P467 | Defendant Norfolk Southern Railway Company's Response to Plaintiff's First Set of Interrogatories - Redacted version | | | C. Booth Depo. | Subject to stated objections | |
| P468 | Draft L. Finkbiner Letter to J. Dorto Re Equipment pooling arrangements at NIT | NSR 00199527 | NSR 00199527 | | 401 or 402 - Relevance; 602 - Foundation; 901 - Authentication | |
| P469 | EC vs. WC Profitability Analysis | NSR 00026277 | NSR 00026287 | Luebbbers Depo. 1 | 401, 402, & 403 - SJ Statute of Limitations 602 - Foundation | |
| P470 | Estimated NPBL Switching Costs - Roundtrip Between Portsmouth Yd. and NIT Costs are Per Platform | NSR 00199514 | | C. Booth Depo. | 401, 402, & 403 - MIL Reasonable Rate; 401, 402, & 403 - SJ Statute of Limitations | |
| P471 | Expert Report of Howard P. Marvel, Ph.D. (Feb. 25, 2020) - Exhibit 1A (Map of Hampton Roads) | N/A | N/A | | 602 - Foundation; 702 - Daubert; 802 - Hearsay | |
| P472 | Expert Report of Howard P. Marvel, Ph.D. (Feb. 25, 2020) - Exhibit 1B (Map of Hampton Roads) | N/A | N/A | | 602 - Foundation; 702 - Daubert; 802 - Hearsay | |
| P473 | Google Earth Maps with trackage shown | N/A | N/A | Coleman Depo. NPBL 30(b)(6)/Moss Depo. | 802 - Hearsay | |
| P474 | International Business Group (nscorp.com) | N/A | N/A | McClellan Depo. 1 NSR 30(b)6 Joyner | 401 or 402 - Relevance | |
| P475 | January 2015 Norfolk Southern Career Overview | NSR 00071564 | NSR 00071579 | | 401 or 402 - Relevance | |
| P476 | Norfolk and Portsmouth Beltline Railroad Company Analysis of Company's Financial Statement Years Ending 2010-2019 | NPBL012259 NPBL013210 NPBL013013 NPBL011710 NPBL011398 NSR 00077377 NPBL010977 NPBL010601 NPBL017146 NPBL017205 | | Coleman Depo. NPBL 30(b)(6)/Moss Depo. | | |
| P477 | NPBL 2017 Annual Report | NPBL006180 | NPBL006200 | Hall Depo. Hurlbut Depo. Merilli Depo. | 401, 402, & 403 - SJ Statute of Limitations; 403 - Cumulative | |
| P478 | NS and CSX Rail Maps by The Port of Virginia | SDT RES 000180 | SDT RES 000181 | | 602 - Foundation | |
| P479 | Office of the Corporate Secretary - Reference Guide for Affiliate Board Service | CSXT0154794 | CSXT0154816 | Armbrust Depo. 2 M. Burns Depo. 2 CSXT 30(b)(6) Depo. Eliasson Depo. Kendall Depo. Swafford Depo. | 802 - Hearsay | |
| P480 | Page 7 - 7/19/10 Rate Proposal & Operating/Financial Plan; 7/19/10 J. Booth letter to D. Stinson and D. Coleman Re Rail Service Connection to NIT - Rate Proposal and Operating/Financial Plan | Unknown | Unknown | J. Booth Depo. | 401, 402, & 403 - SJ Statute of Limitations; 401, 402, & 403 - MIL Reasonable Rate; 802 - Hearsay | |
| P481 | Photographs of NIT | SDT RES 000021 SDT RES 000023 SDT RES 000025 | | VIT 30(b)(6) Depo. | | |
| P482 | Port of Virginia CSX Norfolk Southern | VPA000928 | | | 602 - Foundation 802 - Hearsay | |
| P483 | Port Strategy Integration Plan, Hampton Roads, CA & North Charleston, SC, Executive Summary | CSXT0109871 | CSXT0109844 | Eliasson Depo. Ex. 3 | 401 or 402 - Relevance; 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |

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| P484 | Port Strategy Review - Intermodal | CSXT0124777 | CSXT0124781 | Allan Depo. Ex. 1 Eliasson Depo. | 401, 402, & 403 – MIL Lost Customers; 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay |
| P485 | POV Weekly Metrics | N/A | N/A | VIT 30(b)(6) Depo. | 602 - Foundation; 802 - Hearsay |
| P486 | Projected Line Haul Revenue/Costs Analysis 2010 Budget | CSXT0082069 | | Armbrust Depo. 1 J. Booth Depo. | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay |
| P487 | Quick Reference of NPBL Switching Tariff 8100-I - Effective January 1, 2010 | CSXT0082068 | | Allan Depo. J. Booth Depo. | 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay |
| P488 | The Port of Virginia Advantages | N/A | N/A | VIT 30(b)(6) Depo. | 602 - Foundation; 802 - Hearsay |
| P489 | The Port of Virginia Rail Our Competitive Advantage | VPA001007 | VPA001017 | VPA 30(b)(6) Depo. | 602 - Foundation 802 - Hearsay |
| P490 | Train Origin Spreadsheet | NPBL004140 | NPBL004154 | NPBL 30(b)(6)/Moss Depo. | 401, 402, & 403 – SJ Statute of Limitations 602 - Foundation |
| P491 | ZIM Rail Request for Quote 2016 | CSXT0050597 | | Wright Depo. | 401, 402, & 403 – MIL Lost Customers; 602 - Foundation; 802 - Hearsay |
| P492 | Withdrawn | | | | |
| P493 | Withdrawn | | | | |
| P494 | Withdrawn | | | | |
| P495 | Withdrawn | | | | |
| P496 | “Hyundai – 3rd NS Offer,” Norfolk Southern | NSR 00005081 | NSR 00005082 | Expert Materials | 106 - Completeness; 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P497 | Withdrawn | | | | |
| P498 | Withdrawn | | | | |
| P499 | Withdrawn | | | | |
| P500 | Withdrawn | | | | |
| P501 | Withdrawn | | | | |
| P502 | Withdrawn | | | | |
| P503 | Withdrawn | | | | |
| P504 | Withdrawn | | | | |
| P505 | Withdrawn | | | | |
| P506 | 2005, Viscusi, W. Kip et al. Economics of Regulation and Antitrust. Fourth Edition. Cambridge, MA: MIT Press | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P507 | 2007.04.03 Kevin Page, “On-Dock Rail Subcommittee Report,” Virginia Rail Freight Advisory Committee Meeting Report | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P508 | Withdrawn | | | | |
| P509 | 2008.01.14 Norfolk Southern Presentation, “Georgia Foreign Trade Conference” | NPBL003024 | NPBL003039 | Expert Materials | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P510 | 2008.09 “Competition and Monopoly Single-Firm Conduct under Section 2 of the Sherman Act Chapter 2,” U.S. Department of Justice, https://www.justice.gov/atr/competition-and-monopoly-single-firm-conduct-under-section-2-sherman-act-chapter-2 | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P511 | 2009.06.29 Agreement between American President Lines Ltd. and CSX Intermodal, Inc. | CSXT0010903 | CSXT0010918 | Expert Materials | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P512 | 2009.07.17 Stinson Letter to R. Hood Re Proposed Purchase of Norfolk and Portsmouth Belt Line Property | NPBL007213 | | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P513 | 2009.07.24 Intermodal Transportation Services Agreement between International Container Logistics and CSX Intermodal Inc. | CSXT0010603 | CSXT0010620 | Expert Materials | 106 - Completeness; 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P514 | 2009.10.23 Norfolk Southern Presentation, “Norfolk Southern Ports and International Department” | NPBL002611 | NPBL002655 | Expert Materials | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P515 | Withdrawn | | | | |
| P516 | 2010.02.22 Norfolk Southern Presentation, “Norfolk Southern Ports and International Department” | NPBL003225 | NPBL003284 | NPBL02100-1059 Expert Materials | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 702 - Daubert 802 - Hearsay |
| P517 | Withdrawn | | | | |
| P518 | 2010.08.19 U.S. Department of Justice and Federal Trade Commission, “Horizontal Merger Guidelines,” https://www.ftc.gov/sites/default/files/attachments/merger-review/100819hmg.pdf | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P519 | 2010.10.25 Norfolk Southern Presentation, “American Association of Port Authorities Marine Terminal Management Program” | NPBL003081 | NPBL003150 | Expert Materials | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 702 - Daubert 802 - Hearsay |
| P520 | 2011.01.24 Norfolk Southern Presentation, “Full Steam Ahead!” | NPBL003180 | NPBL003224 | Expert Materials | 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P521 | Withdrawn | | | | |
| P522 | Withdrawn | | | | |
| P523 | 2013.03.18 Amendment No. 2 to Agreement for Rail Transport Services between Maersk Agency U.S.A., Inc. and CSX Transportation, Inc. | CSXT0036069 | CSXT0036156 | Expert Materials | 106 - Completeness; 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P524 | Withdrawn | | | | |
| P525 | Withdrawn | | | | |
| P526 | Withdrawn | | | | |
| P527 | Withdrawn | | | | |

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| P528 | 2015 – 2020 “CWRV – CSXT Container Contract, 2015 – 2020” | CSXT0151344 | CSXT0151344 | Expert Materials | 106 - Completeness; 401 or 402 - Relevance; 401, 402, & 403 – MIL Reasonable Rate; 403 - Misleading; 602 - Foundation; 702 - Daubert 802 - Hearsay |
| P529 | Withdrawn | | | | |
| P530 | 2015.03.15 Email Chain RE "Norfolk Situation" | CSXT0036816 | CSXT0036820 | Expert Materials | 401, 402, & 403 – MIL Lost Customers; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P531 | 2015.11.01 Contract between Commonwealth Railway Rate, Incorporated and CSX Transportation, Inc. | CSXT0093045 | CSXT0093047 | Expert Materials | 106 - Completeness; 401 or 402 - Relevance; 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 702 - Daubert; 802 - Hearsay; 901 - Authentication |
| P532 | 2016.01.06 Email re FW VIT Rail Incentive 2016 | NSR 00005438 | NSR 00005439 | Expert Materials | 401, 402, & 403 – MIL Lost Customers; 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P533 | Withdrawn | | | | |
| P534 | Withdrawn | | | | |
| P535 | Withdrawn | | | | |
| P536 | 2017.02.01 CSXT Intermodal International Agreement between ZIM Integrated Shipping Services Ltd. And CSX Transportation, Inc. | CSXT0076276 | CSXT0076307 | Expert Materials | 106 - Completeness; 401 or 402 - Relevance; 602 - Foundation; 702 - Daubert; 802 - Hearsay; 901 - Authentication |
| P537 | Withdrawn | | | | |
| P538 | Withdrawn | | | | |
| P539 | Withdrawn | | | | |
| P540 | 2018.03.07 “CMA CGM,” Norfolk Southern | NSR 00006130 | NSR 00006151 | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay; 401 or 402 - Relevance |
| P541 | Withdrawn | | | | |
| P542 | Withdrawn | | | | |
| P543 | Withdrawn | | | | |
| P544 | 2018.09.15 Elzinga, Kenneth G., and Vandy M. Howell. “Geographic Market Definition in the Merger Guidelines A Retrospective Analysis,” Review of Industrial Organization, 53 453–475 | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert 802 - Hearsay |
| P545 | Withdrawn | | | | |
| P546 | Withdrawn | | | | |
| P547 | Withdrawn | | | | |
| P548 | Withdrawn | | | | |
| P549 | Withdrawn | | | | |
| P550 | 2019.05.15 Email Re COSCO Final Docs attaching 5/15/19 COSCO Shipping - Delivering Superior Service and transit comparison | CSXT0165109 | CSXT016126 - Natives | Marvel Depo. Strongosky Depo. 2 | 106 - Completeness; 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P551 | Withdrawn | | | | |
| P552 | Withdrawn | | | | |
| P553 | Withdrawn | | | | |
| P554 | Withdrawn | | | | |
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| P561 | Withdrawn | | | | |
| P562 | Withdrawn | | | | |
| P563 | Withdrawn | | | | |
| P564 | 2021.03.25 NS' International Business Group ships from port to door | N/A | N/A | Wright Depo. | 602 - Foundation; 702 - Daubert 802 - Hearsay |
| P565 | 335 US Rail Appendix B - Rate Overview.xls | CSXT0109196 | CSXT0109196 | Expert Materials | 106 - Completeness; 401 or 402 - Relevance; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 702 - Daubert; 802 - Hearsay; 901 - Authentication |
| P566 | Withdrawn | | | | |
| P567 | Copy of CSX rate request a.xlsx | CSXT0114153 | CSXT0114153 | Expert Materials | 401, 402, & 403 – MIL Lost Customers; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay |
| P568 | CSX Analysis of various switch and line haul rates | CSXT0156200 | CSXT0156200 | Expert Materials | 106 - Completeness; 401, 402, & 403 – MIL Lost Customers; 401, 402, & 403 – MIL Reasonable Rate; 602 - Foundation; 802 - Hearsay |
| P569 | CSX INTERNAL - ROUND 2 V2 ONE Rail RFP Workbook (CSX).xlsx | CSXT0063543 | CSXT0063543 | Expert Materials | 106 - Completeness; 401, 402, & 403 – MIL Lost Customers; 602 - Foundation; 802 - Hearsay |
| P570 | CSX International Revenue Moves Data | CSXT0108768 | CSXT0108768 | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P571 | CSX Waybill Data | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P572 | Davis, Peter and Eliana Garces. Quantitative Techniques for Competition and Antitrust Analysis. Princeton, NJ Princeton University Press, 2010 | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P573 | Dr. Marvel's workpapers | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |

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| P574 | Economists Incorporated, "Monopoly Power, Market Definition, and the Cellophane Fallacy" | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P575 | Expert Report of Howard P. Marvel, Ph.D. (Feb. 25, 2020) - Exhibit 10 (Regression Results for the Determinants of Probability of CSX Alignment, 1/1/15-9/30/19) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P576 | Expert Report of Howard P. Marvel, Ph.D. (Feb. 25, 2020) - Exhibit 2 (Major Ocean Carrier Characteristics, 2018) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P577 | Expert Report of Howard P. Marvel, Ph.D. (Feb. 25, 2020) - Exhibit 3 (Hampton Roads Rail Container Movements by Terminal, 1/1/18-12/31/18) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P578 | Expert Report of Howard P. Marvel, Ph.D. (Feb. 25, 2020) - Exhibit 4 (Major Carriers by Railroad Alignment, 1/1/18-12/31/18) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P579 | Expert Report of Howard P. Marvel, Ph.D. (Feb. 25, 2020) - Exhibit 5 (Proportion of Container Movements Transported by Aligned Railroad by Port for Major Carriers) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P580 | Expert Report of Howard P. Marvel, Ph.D. (Feb. 25, 2020) - Exhibit 6 (Percentage of Hampton Roads Container Movements at NIT by Carrier, 1/1/18-12/31/18) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P581 | Expert Report of Howard P. Marvel, Ph.D. (Feb. 25, 2020) - Exhibit 7 (Map of Drayage Route) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P582 | Expert Report of Howard P. Marvel, Ph.D. (Feb. 25, 2020) - Exhibit 8 (Regression Results for the Determinants of NS's Revenue and Revenue-Cost Ratio, 1/1/15-9/30/19) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P583 | Expert Report of Howard P. Marvel, Ph.D. (Feb. 25, 2020) - Exhibit 9 (Proportion of Container Movements Transported by CSX based on NIT Usage, 1/1/18-12/31/18) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P584 | Hamburg Sud - West Rail Bid Sheet.xlsx | CSXT0033174 | CSXT0033174 | Expert Materials | 401 or 402 - Relevance; 401, 402, & 403 - MIL Lost Customers; 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P585 | Withdrawn | | | | |
| P586 | Norfolk Southern Presentation to Suzano, "Movement of Woodpulp Through Ports Served by Norfolk Southern" | NPBL002975 | NPBL002991 | Expert Materials | 401 or 402 - Relevance; 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P587 | Norfolk Southern Presentation, "Norfolk Southern and South Carolina Partnering for Growth at South Carolina's Ports" | NPBL001080 | NPBL001152 | Expert Materials | 401 or 402 - Relevance; 401, 402, & 403 - SJ Statute of Limitations; 403 - Cumulative; 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P588 | November 2017, Abadie, Alberto et al., "When Should You Adjust Standard Errors for Clustering?," NBER Working Paper Series 24003 | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P589 | Withdrawn | | | | |
| P590 | Withdrawn | | | | |
| P591 | NS Waybill Data | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P592 | NS Waybill Data | NSR 00014476 | NSR 00014476 | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P593 | Posner, Richard A. Antitrust Law An Economic Perspective Second Edition. Chicago, IL The University of Chicago Press, 2001 | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P594 | Reply Report of Howard P. Marvel, Ph.D. (March 5, 2021) - Exhibit 1 (Dr. Wright's Table 1 Adjusted to Account for Realistic Mileage Thresholds at Which Trucking Becomes Uncompetitive for Top 10 Destinations, 1/1/09-12/31/20) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P595 | Reply Report of Howard P. Marvel, Ph.D. (March 5, 2021) - Exhibit 11 (CSX Container Movements and VIG Utilization at Hampton Roads by Year, 1/1/09-12/31/20) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P596 | Reply Report of Howard P. Marvel, Ph.D. (March 5, 2021) - Exhibit 12 (CSX Container Movements through Hampton Roads by Terminal, 1/1/09-12/31/20) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P597 | Reply Report of Howard P. Marvel, Ph.D. (March 5, 2021) - Exhibit 13 (CSX Container Movement Share through Hampton Roads by Terminal, 1/1/09-12/31/20) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P598 | Reply Report of Howard P. Marvel, Ph.D. (March 5, 2021) - Exhibit 14 (Regression Results for the Determinants of Probability of CSX Alignment, 10/1/09-12/31/20, Standard Errors in Parentheses) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P599 | Reply Report of Howard P. Marvel, Ph.D. (March 5, 2021) - Exhibit 2 (Volume and Average Price of CSX Container Movements to Chicago by Origin and Year, 1/1/10-12/31/20) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P600 | Reply Report of Howard P. Marvel, Ph.D. (March 5, 2021) - Exhibit 3 (Volume and Average Price of NS Container Movements to Chicago by Origin and Year, 1/1/10-12/31/20) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P601 | Reply Report of Howard P. Marvel, Ph.D. (March 5, 2021) - Exhibit 4 (US East Coast Intermodal Rail Share, Leading East Coast Ports, 1/1/18-12/31/19) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P602 | Reply Report of Howard P. Marvel, Ph.D. (March 5, 2021) - Exhibit 5 (Maersk Container Movements at Hampton Roads by Railroad, Terminal, and Year, 1/1/19-12/31/20) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P603 | Reply Report of Howard P. Marvel, Ph.D. (March 5, 2021) - Exhibit 6 (NS Container Movements at Hampton Roads by Terminal and Year, 1/1/09-12/31/20) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P604 | Reply Report of Howard P. Marvel, Ph.D. (March 5, 2021) - Exhibit 7 (Container Movements at PMT by Travel Mode and Year, 1/1/12-12/31/19) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P605 | Reply Report of Howard P. Marvel, Ph.D. (March 5, 2021) - Exhibit 8 (Sensitivities to Dr. Wright's Regression Model, 1/1/09-12/31/20) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |
| P606 | Reply Report of Howard P. Marvel, Ph.D. (March 5, 2021) - Exhibit 9 (Regression Results for the Determinants of NS's Revenue and Revenue-Cost Ratio, 1/1/15-9/30/19, Standard Errors in Parentheses) | N/A | N/A | Expert Materials | 602 - Foundation; 702 - Daubert; 802 - Hearsay |

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| Ex. No. | Description | Bates Begin | Bates End | Dep. Exhibit or Alt. Reference | NSR Objections | NPBL Additional Objections |
|---------|---|--------------|--------------|---|--|--|
| P018 | 2002.09.26 Email Chain Re: NPBL - Rate Structure Committee Recommendations (NS Portion) | NSR_00306424 | NSR_00306425 | Luebbers Depo. 2 McClellan Depo. 3 Luebbers Depo. 3 | 401 or 402 - Relevance; 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations | |
| P021 | 2006.10.24 Email Re: NPBL Rate Meeting | NSR_00306426 | NSR_00306427 | Luebbers Depo. 2 Luebbers Depo. 3 | 401, 402, & 403 - SJ Statute of Limitations | |
| P027 | 2009.04.17 Email Chain FW: NPBL | NSR_00027114 | NSR_00027115 | Heller Depo. 1 Luebbers Depo. 1 Luebbers Depo. 3 | 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337); NPBL MIL #5 |
| P028 | 2009.04.24 Email Chain Re: NPBL - Rate Committee CONFIDENTIAL | NSR_00011118 | NSR_00011120 | Heller Depo. 1 Luebbers Depo. 1 NSR 30(b)(6) Hunt Luebbers Depo. 3 | 401, 402, & 403 - MIL Internal Emails; 401, 402, & 403 - not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 - SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P029 | 2009.04.27 Email Chain Re: NPBL - Rate Committee CONFIDENTIAL | NSR_00011108 | NSR_00011111 | Luebbers Depo. 3 | 401, 402, & 403 - MIL Diamond Track; 401, 402, & 403 - MIL Reasonable Rate; 401, 402, & 403 - SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P032 | 2009.06.01 Email Chain Re: CSX vs. NS 2008 Port Volumes | NSR_00027503 | NSR_00027506 | Luebbers Depo. 1 Luebbers Depo. 3 | 401, 402, & 403 - SJ Statute of Limitations | |
| P035 | 2009.06.19 Email Re: CSX and NIT | NSR_00027097 | | Luebbers Depo. 1 Luebbers Depo. 3 | 401, 402, & 403 - SJ Statute of Limitations | |

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| P037 | 2009.06.23 Email Re: NPBL Information | NSR_00084730 | | | Luebbers Depo. 1 Luebbers Depo. 3 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P040 | 2009.07.27 Email Re: MRM Letter to Manion NPBL 24Jun09.doc with attachment | NSR_00305952 | NSR_00305954 | | Luebbers Depo. 2 McClellan Depo. 3 Luebbers Depo. 3 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation | |
| P041 | 2009.07.29 NS Internal Meeting Notes - NPBL Rate Committee Meeting with handwritten notes | NSR_00306373 | NSR_00306376 | | McClellan Depo. 3 Luebbers Depo. 3 | 401, 402, & 403 – SJ Statute of Limitations – 602-Foundation | |
| P042 | 2009.07.31 Email from Chris Luebbers to Liesl McEnroe, Gregg Cronk, & Thomas Hibben Re: Rate Committee Follow Up with Attachment 'NPBL Rate Committee Mtg 7-29-09 v4.doc' [NS Internal Meeting Notes Dated 7/29/2009] | NSR_00027070 | NSR_00027075 | | Heller Depo. 1 Luebbers Depo. 1 NSR 30(b)(6) Hunt Luebbers Depo. 3 | 106 - Completeness; 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P043 | 2009.08.03 Email Re: Easy Questions | NSR_00027069 | | | Luebbers Depo. 1 Luebbers Depo. 3 | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P046 | 2009.09.24 NPBL Rate Committee Meeting Recap for NS Participants only | NSR_00035903 | NSR_00035906 | | Coleman Depo. Luebbers Depo. 1 NPBL 30(b)(6)/Moss Depo. Stinson Depo. Luebbers Depo. 3 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P053 | 2010.05.27 Email Re: Please Evaluate attaching 5/10/20 Operation Plan | NSR_00015155 | NSR_00015159 | | C. Booth Depo. Luebbers Depo. 3 | 401, 402, & 403 – SJ Statute of Limitations | |

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| P054 | 2010.07.07 Email Chain Re: CSX forecast model | NSR_00062929 | | | Heller Depo. 1 Stinson Depo. Sunny Depo. Luebbbers Depo. 3 Luebbbers Depo. 1 Luebbbers Depo. 3 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P060 | 2010.08.30 Email Chain Re: QM Junction trackage improvements | NSR_00011094 | | NSR_00011095 | | 401, 402, & 403 – SJ Statute of Limitations | |
| P064 | 2010.09.21 Email Chain FW: Norfolk, VA - Proposed track changes at QM Junction - Sewells Point Branch // Request for Dept Cost Involvement (NIT) | NSR_00001786 | | NSR_00001792 | C. Booth Depo. Luebbbers Depo. 3 | 401, 402, & 403 – SJ Statute of Limitations | |
| P081 | 2011.11.07 Email Chain Re: NPBL | NSR_00026701 | | NSR_00026701 | Luebbbers Depo. 3 | 401 or 402 - Relevance; 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation | NPBL MIL #1; NS MIL (D.E. 337) |
| P098 | 2015.04.09 Email Chain FW: [External] Request for Operating Window | NPBL024288 | | | Luebbbers Depo. 1 Luebbbers Depo. 3 | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P106 | 2015.07.09 Email Chain Re: NPBL Agreements attaching Norfolk Rail Operations | NSR_00047112 | | NSR_00047114 | Heller Depo. 1 Luebbbers Depo. 1 Luebbbers Depo. 3 Coleman Depo. | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P161 | Tariff NPB 8100-H, Issued 3/31/08, Effective 5/1/08 | NSR_00035907 | | NSR_00035915 | NPBL 30(b)(6)/Moss Depo. Stinson Depo. Ex. 7 Luebbbers Depo. 3 | 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative | |
| P173 | 2002.12.27 T. Hobbs letter to Appropriate NPBL Personnel Connecting Railroads Industries enclosing Tariff NPB8100-F, Issued 1/1/03, effective 2/1/03 | NSR_00306614 | | NSR_00306623 | Luebbbers Depo. 2 Luebbbers Depo. 3 Coleman Depo. Luebbbers Depo. 1 Luebbbers Depo. 3 | 401, 402, & 403 – SJ Statute of Limitations; 403 - Cumulative | |
| P176 | 2007.09.17 Email Chain Re: NPBL rate committee 2007 | NSR_00027549 | | | Luebbbers Depo. 1 Luebbbers Depo. 3 | 401, 402, & 403 – SJ Statute of Limitations | |
| P198 | 2009.06.29 Email Re: Rate Committee History | NSR_00063116 | | | Luebbbers Depo. 1 Stinson Depo. Luebbbers Depo. 3 | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P203 | 2009.07.23 T. Ingram letter to D. Stinson Re: Request for Information Regarding NPBL Properties with handwritten notes | NSR_00306440 | | NSR_00306442 | Luebbbers Depo. 2 Luebbbers Depo. 3 Luebbbers Depo. 1 Luebbbers Depo. 3 | 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay; 602 - Foundation | |
| P210 | 2009.08.24 Email Re: Norfolk Volumes | NSR_00027049 | | | Luebbbers Depo. 3 | 401, 402, & 403 – SJ Statute of Limitations | |
| P211 | 2009.08.24 Email Re: Track Chart Questions | NSR_00027052 | | | Luebbbers Depo. 1 Luebbbers Depo. 3 | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P216 | 2009.09.21 Email Chain FW: NPBL Rate Committee | NSR_00183825 | | | Coleman Depo. Luebbbers Depo. 3 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |

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| P231 | 2009.10.23 Email Re: NS Recommendations, with Attachment: 'NPBL Recommendations 10-23-09.doc' | NSR_00035548 | NSR_00035550 | NPBL006573-75 CSXT0082190-91 Luebbers Depo. 1 Coleman Depo. Luebbers Depo. 3 | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | |
| P258 | 2010.07.28 Email Chain Fw: BIT Operating Plan afforded the NPBL/CSXT = FW: Please Evaluate | NSR_00306436 | NSR_00306437 | Luebbers Depo. 2 Luebbers Depo. 3 | 401, 402, & 403 – SJ Statute of Limitations | |
| P270 | 2010.09.03 Email Chain Re: CSX NIT Operation Proposal | NSR_00062844 | NSR_00062846 | Luebbers Depo. 1 Stinson Depo. Wheeler Depo. Luebbers Depo. 3 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P337 | 2015.03.30 Email Chain Re: CSX- NIT | NSR_00001419 | NSR_00001420 | Luebbers Depo. 3 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |
| P350 | 2015.04.02 Email Chain Re: NPBL Recap | NSR_00001402 | NSR_00001403 | C. Booth Depo. Luebbers Depo. 3 | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P360 | 2015.05.15 Email Re: Thanks again | NPBL010882 | NPBL010882 | Luebbers Depo. 3 | 401 or 402 - Relevance; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations; 802 - Hearsay | |
| P363 | 2015.05.30 Email Re: NPBL Trackage Rights | NSR_00004475 | | Heller Depo. 1 Luebbers Depo. 3 | 401 or 402 - Relevance; 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P369 | 2015.06.26 Email Chain Re: NPBL Trackage Rights | NSR_00004472 | NSR_00004473 | Heller Depo. 1 Luebbers Depo. 3 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P382 | 2016.02.26 Email Re: Squires Port Briefing attaching East Coast Ports Review | NSR_00064063 | NSR_00064095 | Luebbers Depo. 1 Luebbers Depo. 3 | 401, 402, & 403 – SJ Statute of Limitations | |
| P383 | 2016.03.15 Email Chain Fw: NIT Expansion - Pilot Article 3/15 | NSR_00054868 | NSR_00054869 | Luebbers Depo. 1 Luebbers Depo. 3 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P384 | 2016.03.15 Meeting Invitation from Carol Sensing to Carol Sensing, Ed Elkins, Chris Luebbers, & Kenneth Joyner Re: Review Strategy Regarding NIT Access | NSR_00005173 | NSR_00005173 | Heller Depo. 1 Luebbers Depo. 1 NSR 30(b)(6) Joyner Luebbers Depo. 3 | 401, 402, & 403 – MIL Internal Emails; 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 401, 402, & 403 – SJ Statute of Limitations | NPBL MIL #1; NS MIL (D.E. 337) |
| P393 | 2016.11.30 Confidential, Hampton Roads Port / Rail Review | NSR_00104571 | NSR_00104580 | Luebbers Depo. 2 Luebbers Depo. 3 | 401 or 402 - Relevance; 401, 402, & 403 – MIL Reasonable Rate; 401, 402, & 403 – SJ Statute of Limitations; 602 - Foundation; 802 - Hearsay | |
| P397 | 2016.12.20 Email Re: NPBL Discussion | NSR_00024527 | NSR_00024527 | Luebbers Depo. 3 | 401, 402, & 403 – not relevant to show conspiracy & unfairly prejudicial; 602 - Foundation; 802 - Hearsay | NPBL MIL #1; NS MIL (D.E. 337) |